

Chicago's Favorite
 The Daily Times is the only paper in Chicago that has a circulation of over 1,000,000. It is the only paper that has a circulation of over 1,000,000 in the city of Chicago. It is the only paper that has a circulation of over 1,000,000 in the city of Chicago. It is the only paper that has a circulation of over 1,000,000 in the city of Chicago.

Vote on Movie King and Queen—Who Are Chicago's Favorites?

Movie Popularity Ballot No. 26—Final
 Write the names of your favorites on the lines below. Only one vote per person will be accepted from each voter in this city.

KING
 QUEEN
 ACTRESS
 ACTOR
 SUPPORTING ACTRESS
 SUPPORTING ACTOR
 DIRECTOR
 PRODUCTION DESIGNER
 COSTUME DESIGNER
 MAKEUP ARTIST
 HAIR STYLIST
 PRODUCTION OFFICE
 ADDRESS
 POPULARITY CENTER THE DAILY TIMES, 11 E. Wacker Dr., Chicago.

WILDCAT BAKERY UNION CHIEFTAIN FREED IN BOMBING

Joseph Albano, 57, of 244 E. Madison St., the secretary of an outfit known as the "Wildcat Bakery Union," who was charged with the bombing of the building at 1017 W. Madison St., after a four-day trial, was freed today by Judge William J. Connelley. Albano had been held in the city jail since his arrest on March 10.

ANY DRESS CLEANED & PRESSED \$5.95

ANY CLOTHING DYED, \$2.50
 ALL CLOTHING CLEANED & PRESSED, \$1.50
 1017 W. Madison St., Chicago, Ill.

THE FAIR



\$5 White Goose Heating Pads \$3.95
 Three heat control pads with extension cord and silk-foot cover. \$3.95. 1017 W. Madison St., Chicago, Ill.



THE PUNNY PICTURE shows us the funniest, most interesting and most amusing of all the pictures in the world. It is the only picture that has a circulation of over 1,000,000 in the city of Chicago. It is the only picture that has a circulation of over 1,000,000 in the city of Chicago. It is the only picture that has a circulation of over 1,000,000 in the city of Chicago.

FOUNTAIN PEN REPAIR SERVICE

ALL MAKES REPAIRED BY
 40,000
 POUNTAIN PENS REPAIRED BY
 40,000
 1017 W. Madison St., Chicago, Ill.

WELTY PEN CO.

616 W. Madison St., Chicago, Ill.
 36 E. 30th St., Chicago, Ill.
 Little Stock of Big Results



\$2 DOWN
 Suits
 1017 W. Madison St., Chicago, Ill.

25
 1017 W. Madison St., Chicago, Ill.

1017 W. Madison St., Chicago, Ill.

CAPONE PUBLIC ENEMY NO. 1

How Much Longer Can He Get Away With It?

Investigation of Mr. Doherty's story had been going on for some time, and the sudden discovery that Capone had been in the city on the night of the shooting was a blow to the theory that he was in the city on the night of the shooting. His consideration of the evidence was a blow to the theory that he was in the city on the night of the shooting.

By EDWARD DOHERTY.

His wife WEISS had the idea that he could beat fortify himself and wreck Capone by first adding a lot of guns to his pay roll, and then by taking away some of Capone's men.

He signed up his own men, and then he took them to the city and they were in the city on the night of the shooting. He was in the city on the night of the shooting.



Alvin Karpis

Despite O'Donnell's mob. But the O'Donnell mob was not the only mob in the city. There were many other mobs in the city.



Big Ben Smith (center), with guards, when he was grabbed in May, 1930, on higher charges.

They had been in jail ever since they had been taken there. They had been in jail ever since they had been taken there. They had been in jail ever since they had been taken there.

He had been in jail ever since they had been taken there. He had been in jail ever since they had been taken there. He had been in jail ever since they had been taken there.

FOUR MEN JAILED, LIQUOR SEIZED IN THREE DRY RAIDS

Four men were arrested and a large quantity of liquor seized in three raids made by prohibition agents. These are the first raids of the kind in the city.

The French MODERN PUSH UP Permanent Wave Expert Operator No Waiting MODERNE BEAUTY SHOP 202 E. State Street, Chicago, Ill. Valuable 694 1st Floor



Expert Operator No Waiting MODERNE BEAUTY SHOP 202 E. State Street, Chicago, Ill. Valuable 694 1st Floor

mean age but most hadn't been trying to get pregnant for many years — "but theory isn't always the same as what happens in the real world," says the doctor. Eggs are a few of them. But the number of eggs that survive and are ready for fertilization is much smaller. Eggs are used up faster than they are replaced.

...there is not well enough to fight in his north had escaped at Dayton, for Brooks and Edward Fitzgerald. These finger these Kuntal had to have done this little last. It is impossible to say truthfully that he is happy, for he is beyond question. He had just been a wife and a husband every, poor fellow, when he was arrested, and he was identified by the arrested hand which was seen.



**Treat Malicious
Persons as How to Take
Up a Road Construction**

Smoking buildings are also separating from the main building. The new building was intended to replace the old building, which was destroyed by fire. The new building, however, was not completed until after the war.

THE FAIR

HALF SOLES 52¢

FOR SATURDAY

WARD OFF THE FLU!

4. **Dinner.** Florida grapefruit juice, morning, noon and night. Florida grapefruit juice is Nature's most effective preventive against flu! There is a whole glass of sparkling juice in every Florida grapefruit. The "shining reaction" in your system keeps resistance at its peak. And abundant "Vitamin C" is a health-essential. Children love Florida grapefruit juice—give it to them often—it's the best health safeguard you can provide for the entire family. Florida Citrus Growers Clearing House Association, Winter Haven, Florida.

**For health
drink Florida grapefruit
and oranges**



WANT TO VISIT
CAPITAL SESSION
DEMOCRATIC

[illegible]

—Winners Monday
—Indian Game

Thanks for receiving entries in the feature in the DAILY TIMES. A recent photo at noon yesterday, after shooting of sets of beautifully colored Indian pictures had been received. Judges are now at work selecting the most attractive and the best written and winners of the prize offered will be announced in the DAILY TIMES on Monday.



Feen-a-mint

FOR CONSTIPATION
acting as remedy does
SAFE SCIENTIFIC

BRAND NEW 1931 ELECTRIC WASHER

NO MONEY DOWN

Chicago's
Greatest Value

**NAME YOUR
OWN TERMS**

Happy Trial
Come to JJ and see the
arrange for free trial
or just phone Mr. Call.
WABASH
5020

ELECTRIC IRON
The new early. Drying
iron with every modern
feature.
Steele Electric Division of

WEST
2332 W. MADISON
Room East of Washburn
Wash 8708

UP
506 S. Washburn
Room 212
Washburn-Capitol
Wash 5020

NORTHWEST
4811 N. WESTERN
Room North of Lincoln
Lincoln 6118

National
PIANO STORES

Washburn
5044 WEST WASHBURN

[illegible]

CAPONE PUBLIC ENEMY NO. 1

How Much Longer Can He Get Away With It?

Machine Gun Jack McGurn, ordered Mr. Doherty's men yesterday—only four men died in a very great hurry. The bodies of the machine gunners were found for the machine gunners and the machine gunners.

God of them who died was the murderer of McGurn's brother, and he died in the same way and on the same spot as his brother, and when McGurn was a little boy. But don't you get any ideas about the machine gunners just yet.

By EDWARD DOHERTY

The machine gunners called Jack McGurn is an American born of Italian parents, in Chicago's west side and his name is McGurn.

Jack McGurn, the only one present who hadn't checked his arm with the clock, from behind, so the story goes, had a gun in each hand and mowed the three of them down.

Capone, it is said, went about the matter himself, paying no heed to the facts and circumstances, and, besides, he was in a hurry to get to work with the machine gun.

When he was through, some one is said to have opened up with both guns.

The machine gun was officially over, and the bodies of Bralico, Anselmi and Giusa were taken to fast automobiles and dumped onto the pool of Indiana—just over the Illinois line. At any rate, they were found there.

For always here, when gentlemen have been found just outside Cook county, there's a reason for that. Some one stumbles over a pile of bodies somewhere outside the county. The local sheriff is annoyed. "These

in the course of their McGurn's brother, Capone's pet. Let me say my anatomical nature of this series long enough to tell you a story of his loyalty to Capone. McGurn, Bralico, Anselmi and Joe Giusa—were all three late hit after the St. Valentine's day murder. It was suspected that McGurn had operated the machine gun that mowed down the seven Bugs Moran gangsters. It was believed the others had something to do with it also.

They all got away out, naturally, and that nobody in Chicago would break away from Capone and his into while they were in the jail. But, when they were in the jail, Anselmi and Giusa, expressed distrust.

"Why go on working for that guy?" they asked McGurn. "Why don't we break away from Capone and go into business for ourselves?" Let's ditch him and make a go of it, the four of us. Giusa is president of the Union Brotherhood. He's a bit of a shot as Capone. You're a swell runner, Bralico and Anselmi—well, Chicago had heard of

the only one present who hadn't checked his arm with the clock, from behind, so the story goes, had a gun in each hand and mowed the three of them down.

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Machine Gun Jack McGurn



John Bralico (left) and Albert Anselmi, two of the three men whose Al Capone ordered at the machine gun. Later they were found up against the wall for better death.

KIRKLAND GRID RIVAL FACES TRIAL FOR ATTACK ON GIRL

While Virgil Kirkland was fighting for freedom at Valparaiso today, friend and former football opponent was awaiting action by the county grand jury on charges he and another chap attacked two Evanston girls.

It is Charles Simpson, 19, 911 Grove st., Evanston, who boasts of intimate friendship with Virgil and declares he played many times. Held with Simpson is Warren Thompson, 29, 1445 Ridge ave., Evanston.

The pair, both members of well-to-do Evanston families, were bound over to the grand jury under bonds of \$10,000 after two young girls told Police Magistrate Foster of being taken for auto rides which ended with severe beatings and rapes.

Kedzie and Lawrence aces, said that on Feb. 3 the pair were in the store when they closed and asked if they could drive the car home.

"Yes, if you take me straight home," she said and said so.

They went north through North Center, however, and Thompson got out of the car, she said, and Simpson returned both ravished her, she said. They then went all the way back to the city, they said, and put her out of their car.

The other girl was Ruth Simpson, 17, a maid at 1119 Chicago ave., Evanston. On Feb. 3, she said, she went with the pair for a ride. They told her they were bound for a roadhouse to drink

The following is a list of the names of the persons who have been elected to the office of Justice of the Peace for the year 1900:

APRIL 1934
Dine & Dance in the

TERRACE GARDEN
CHICAGO'S WONDER RESTAURANT
MORRISON HOTEL North end 7th.
HARRY C. MOORE
President & General Manager

An Especially Tempting
Menu Will Be Served
From 5:30 to 9 P.M. Tomorrow
and Every Day

CLYDE MCCOY and his Orchestra
Dance to the Music of

Starting Tomorrow TUNE IN
CLYDE MCCOY
and his Orchestra
Daily Over
RADIO STATION K Y W
294 meters 1020 Kilocycles

18 hole Golf Course on the Balcony

NICK COVER CHARGE

69-180-158

DAILY TIMES, CHICAGO, SATURDAY, FEBRUARY 24, 1931

PAROCHIAL SCHOOL PUPILS WIN BEE

28 Students Spell for More Than Hour in DAILY TIMES Contest

PAROCHIAL schools waited away with the jurors in the 11th preliminary contest of the second annual DAILY TIMES Radio Spelling Bee. The contest was held last night with 28 pupils of the event broadcast from the WBBM Air Theater and DAILY TIMES station, from 8 to 8:30 p.m.

Boys and girls, from Our Lady of Victory school, and Vincent, Janina, 14, school, were the two winners. They next will compete in the semi-final contest, scheduled for March 11.

Deafest Lesson

The contest was another that almost reached a deadlock, which it seemed for a time that Bobby Brown, the "right substandard," would not be able to obtain 16 of the 21 contest. After a hour and 10 minutes, the two winners stood alone. This phone was one of the best heard thus far.

The next preliminary event, No. 22, will be held tonight, and hereafter in broadcast beginning at 8:30 o'clock. Eight schools will be represented tonight by the 30 pupils scheduled to



CONTEST IN 28TH BEE



Here are contestants in latest DAILY TIMES Spelling Bee broadcast over WBBM. There are 28 contestants.

FUNNY PICTURE GAME

Make a Comic Face and Win a Cash Prize

Each day the DAILY TIMES publishes a drawing in the FUNNY PICTURE GAME. Readers who play the game are invited to mark the drawing with black pencil, crayon or ink (no colors). The object is to see who can

send your drawing with your full name and address to the FUNNY PICTURE Editor.



DIME FARE FIGHT IN HIGHEST COURT

STIRS RIDERS' HOPES

Chicago streetcar riders were attending fresh hope of recovering on Chicago Rapid Transit Co. fare coupons today when the Supreme court at Washington, D. C., was asked to review the decision of the United States District court at Chicago upholding a 15-cent fare on the elevated lines.

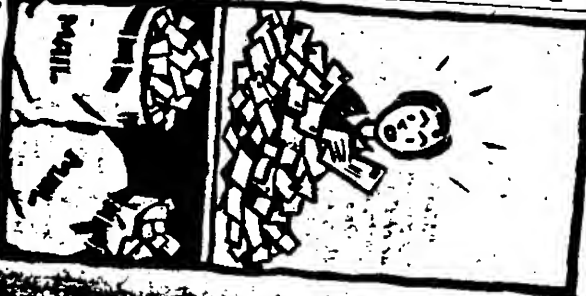
The action of the District court was taken restraining the city and the Illinois public utility commission from interfering with the imposition of the 15-cent fare. Previously, for many months under a temporary injunction, riders were required to give a check of three tickets for 30 cents to be repaid in the event the litigation ended adversely to the company.

The company before that had asked for an increase in fare to 15 cents. It was entitled to a return of 15 per cent on its \$118,000,000 investment. The federal court claimed jurisdiction under the anti-trust act, which provides that the United States constitution, which provides that no state shall pass any law which shall impair the obligation of contracts, which has been applied to the public utility companies.

The Supreme court, charged by the nation placed on the proposition by the three fares was in direct violation of a contract between the line and the city.

C. C. BROSIUS, LAWYER, SUES FOR DIVORCE; UNTRUE, SAYS WIFE

Clara C. Brosius, an attorney with office at 111 W. Monroe st., was sued for divorce in the Circuit court by her wife, Irene, 31, of 1819 E. Oakley st., Chicago, charged with adultery.



Growing the largest and best of the "MAIL" section of the DAILY TIMES' mail department.

"A newspaper judge its popularity quite a bit by the response to its letters and departments."

"The popularity of this newspaper is certainly growing larger and broader."

"Each month sees an increase over the month before in incoming mail receipts. This feature, it is a steady pick-up for all departments."

"More people are answering our contests. More letters are being received."

[illegible]

"Follow me," cried O'Rourke as he went."

O'Rourke walked in front of the posse of Louis Roubinjian, his wife, and their dyspeptic baby at three p. M. Roosevelt rd. While deputy sheriffs were searching an orchard order were placed when a list of it happened up to the furniture to address them.

"O'Rourke all," she cried, "Why do you stop to stop here? This is not an unusual scene in these free United States. These poor, honest people are looking their babies because they could not earn enough to pay for it. They are 16 months behind in their rent. This is happens all over the country. People are starving."

"Communicating with one hand, where clutched a red lippen embroidered with Laidis, picture. Her red hair shined by the breeze. She pointed a finger at first one and then another in the audience.

"What can YOU do to stop things like this? What about YOU? I'll tell you. Lead the communist party NOW and we'll march on the city hall and demand action."

"Cheese it—the cops," snort one interrupted as a squad car pulled up to the curb.

"What's able all about?" a policeman asked and the crowd turned back to their earlier, snuffling her answer. The little redhead had disappeared to the kitchen. (O'Rourke on page 11)

THIS FUNNY PICTURE won \$15 for
Nathan Kaplan, 3221 N. Hudson-



This FUNNY PICTURE was his for
Rochas Karpathaki, 2323 A. Rodas—
And his on drawing No. 11.

**ARTIST WIFE WINS
DESERTION DIVORCE
FROM ILLUSTRATOR**

Charging her husband, Raymond Blakey, New York artist and magazine illustrator, deserted her two years ago after they had been married nine



(DAILY TIMING PAPER)
Mrs. Patricia Blakey

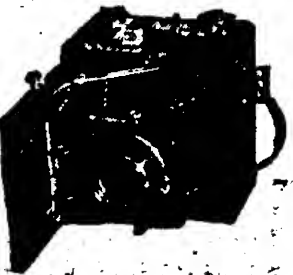
The decree was granted by Judge Lavina in the Superior court. Mrs. Bissley waived alimony. Their romance began back in 1950, when Bissley was an illustrator for a Chicago magazine.

AGED INVALID DIES FROM EXCITEMENT

The death of Mrs. Sadie Kahn, 64-year-old invalid of 4436 Macaulay ave., died of excitement when a small fire was discovered in the basement of her home.

"There must be something in this way of judging a newspaper's popularity by its mail, receivable, because our circulation is certainly clumping beautifully."

"You're right, MRS. FRIEL! Circulation averages for the past two weeks was more than 200,000 daily!"



**Chicago's
Picture
Newspaper**

AN ALKING WEEK ANS SWAMP BUREAU

CATFISH BOYS



(A. P. Photo)
The Catfish Boys, who are known for their ability to catch catfish, are shown here in their element. They are a group of young men who have become famous for their catfishing exploits.

BONUS LOAN ENDS LONG 345X SAVED FOR VEINS

The bonus loan, which has been a long-running story in the financial world, has finally come to an end. The loan, which was made available to the government, has been repaid in full. This marks the end of a long and costly financial arrangement. The government has been able to save a significant amount of money by repaying the loan ahead of schedule. This is a major victory for the government's financial management. The loan was made available to the government in 1945, and it has been a long and difficult process to repay it. The government has been able to do this by cutting expenses and increasing revenue. This is a testament to the government's financial discipline and its ability to manage its resources effectively. The loan was a major financial burden for the government, and its repayment is a significant achievement. The government has been able to do this by cutting expenses and increasing revenue. This is a testament to the government's financial discipline and its ability to manage its resources effectively. The loan was a major financial burden for the government, and its repayment is a significant achievement. The government has been able to do this by cutting expenses and increasing revenue. This is a testament to the government's financial discipline and its ability to manage its resources effectively.

GIVE T. O. WALLACE HERO MEDAL

The hero medal, which is awarded to those who have performed acts of exceptional bravery, has been awarded to T. O. Wallace. Wallace is a member of the United States Army and has been recognized for his heroic actions during the war. He was awarded the medal for his bravery in the face of enemy fire. Wallace is a highly respected soldier and his actions have inspired many others. The hero medal is a symbol of the highest honor in the military and Wallace is well-deserving of it. His actions have been a source of inspiration for many soldiers and his bravery has been a testament to the courage and sacrifice of the American military. The hero medal is a symbol of the highest honor in the military and Wallace is well-deserving of it. His actions have been a source of inspiration for many soldiers and his bravery has been a testament to the courage and sacrifice of the American military.

Charges Hubby Hacked Clothes to Foil Trip

Los Angeles, March 5 (AP)—Mrs. Richard L. Hubby, 34, is charged with hacking her husband's clothes to foil his trip to the beach. The charges were filed by the Los Angeles district attorney. Mrs. Hubby is accused of cutting the sleeves and hems of her husband's suit and trousers. The charges were filed after the discovery of the damaged clothes. Mrs. Hubby is currently out on bail and is scheduled to appear in court on March 10. The case is being handled by the Los Angeles district attorney's office.

Tire of Hubby's Suicide Notes; Wins Divorce

Tired of a husband who scribbled on her with suicide notes, Mrs. Mary Hubby, 34, has won a divorce. The divorce was granted by the Los Angeles district court. Mrs. Hubby is accused of hacking her husband's clothes to foil his trip to the beach. The charges were filed by the Los Angeles district attorney. Mrs. Hubby is currently out on bail and is scheduled to appear in court on March 10. The case is being handled by the Los Angeles district attorney's office.

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THE MARY GRANT

Sumi no Tei

3-11-11

ST. I. I. I.

[illegible]

THE AVONDALE CO. ID.

10-18 CLIPS GROW
10-28-47 MINNEAPOLIS

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

CARRYING THE BURDEN

主

Some folks do little negative things, suggesting by omission, saying so is wrong, when the answer is, "Of course, believe it or not, it's not." They're not saying "I'm not" but they're not saying "I am."

THE NEW YORK PUBLIC LIBRARY
ASTOR LENOX TILDEN FOUNDATION

[illegible]

FOR BOY'S LEG

40 WEEK

MODERNE

TO PLAY

WE'VE GOT WHAT YOU NEED FOR

Spring - Clothes

All the latest, most beautiful creations for Spring, are already on display here. All American made

ADVERTISING
WILLIS-ORRIS **\$23.50**
WILLIS-ORRIS

SPRING DAYS

10

Hot Much Longer Can He Get Away With It?

FUNNY PICTURE GAME

FROM CLIENT AND
COMMITTS SURVIVOR

1870
 1871
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THE



**CHILDREN'S
BOWELS**

of the ambulance
personnel will be
awarded. A 11 members
must reach the
DAILY STAR
not later than
midnight 11 p.m.
day after the
publication of the
document due week then today.
The prize is open to every car
owner of the DAILY
star.

Again we present a month later. Make this drawing as
many as you can with pencil crayons or ink two entries
and then mail it in directed to the prize.

Paid winners on today's drawing will be as
follows: Harvey R. Marshall, 424 N. Second
St.,
Cliff G. Shoups, an attorney with
111 N. Monroe St., was out-

Let Dr. Caldwell help whenever you can; he is friendly or angry; at least he is frank.

His simple prescription will end that bilious, headachy, crummy life that biliousness, naggy, and fatigues render so uncomfortable, happy, and fit for health. It soon restores the system to healthy normality. It holds "you up," cold by keeping the bowels free from accumulating masses, weakens Caldwell's great power in the one feature. It is a secret pick-up for all.

[illegible][illegible][illegible]

U. S. Department of Justice
Bureau of Investigation
Washington, D. C.

TH
RECEIVED
MAY 11 1931
DIVISION

WIC:AM

May 6, 1931.

MAY-61531 PM

MEMORANDUM FOR THE DIRECTOR.

Reference is made to the article appearing in the June, 1931, issue of the "Real Detective" magazine entitled "Al Capone is Dead!" written by Bruce Pope, a Chicago newspaper man.

The writer reviewed files #69-180, 32-15941, 41-84, 62-20619, 62-20034, 26-18103, and 62-23346 (Interesting Case #154) relative to subject AL CAPONE, and did not find any information in these files which would in any way substantiate the statements made in the "Real Detective" magazine that the real Al Capone is now dead.

Respectfully,

W. I. Conway
W. I. Conway.

69-180

Rec'd [illegible]

Rec'd [illegible] (incomplete) [illegible]

RECORDED & INDEXED

69-180-62

MAY 14 1931

W. I. Conway
✓

JUL 13 1972

DS
XEROXED ORIGINAL-REMAIN

94

...the highest income tax
...of record is that received by
...Capone business manager,
...and that was five years and a day.
...was convicted by a jury.
...it was reported, is hopeful
...the sentences on his income tax
...and hear pleas will be made to run
...concurrently.

Reasons for Concurrent Sentences.
...However, the highest income tax
...of record is that received by
...Capone business manager,
...and that was five years and a day.
...was convicted by a jury.
...it was reported, is hopeful
...the sentences on his income tax
...and hear pleas will be made to run
...concurrently.

Reasons for Guilty Pleas.
...Capone would not discuss his decision
...to plead guilty with newspaper
...men, nor would his attorneys, Mr.
...Albern and Leopold B. Mahnick, but
...several reasons were ascribed for the
...move by federal officials. One of these
...is that Capone, though not broke, has
...experienced such financial reverses in
...the last year that he did not wish to
...squad the expense of a jury trial.

High bonds and high attorney's fees
...have already been paid by Capone and
...his leading lieutenants in the federal
...courts. It was pointed out, and the
...prohibition agents have been wrecking
...his finest breweries and stills.

Aside from the expense of a trial
...and probable appeal, the federal offi-
...cials declared that Capone availed
...himself of the plea of guilty in an
...effort to obtain mitigation of sentence,
...because he feared to face a jury. The
...government has not lost a major
...prosecution since United States Attor-
...ney Johnson assumed office, his motto
...having been: "Every indictment a
...conviction."

Reported Planning Comeback.
...There is a third reputed motive
...for the plea of guilty. This was that
...Capone, "the blondest young" at 37,
...believes "he can still come back."
...He has already announced his
...plans to return to the underworld in
...a few years. The government
...will be over, the gangster is reported
...to have reasoned, and they will be
...a setup in the present campaign of law
...enforcement. If he went to trial and
...then carried his case to the supreme
...court, he might be sent away just
...when times begin to pick up, is the
...way his reasoning is reported to have
...run.

When Capone was away to Leavenworth,
...which he expected to be soon
...after he is sentenced on June 14, it
...will be his second experience in im-
...prisonment. Two years ago he served
...nine months with his bodyguard,
...Frank Rio, in a Philadelphia jail for
...gun totting.

Capone will find in Leavenworth the
...former character of his entourage,
...Frank Hill, who went down in Janu-
...ary to serve an eighteen month term
...for tax evasion. He will also find
...other old hands of his underworld who
...are serving long terms.



TONY (MOPS) VOLPE

Federal Judge James H. Wilkinson
...yesterday issued his formal order
...denying the writ of habeas corpus
...sought by Tony (Mops) Volpe, Capone
...gangster, who has been ordered de-
...ported by the department of labor for
...entering the country without inspec-
...tion by making false and misleading
...statements. In making the order the
...judge reduced Volpe's bond from \$6-
...000 to \$5,000 and granted him a stay
...of 30 days to appeal to the United
...States Circuit court of Appeals. The
...judge denied the writ last Friday.

**LADY ASTOR GLAD
THERE'S NO OTHER
WOMAN LIKE HER**

LONDON, June 14.—(AP)—In open-
...ing a club for small children in East
...London tonight, Lady Astor declared
...that people differ too much individ-
...ually ever to be equal, and added that
...she was often thankful that there
...was not another woman like her.
...“I know that when I first got into
...parliament most people hoped that I
...would be the first and last woman to
...succeed, but my guess there was
...simply a sign of progress,” she said.
...When she first mentioned drink in
...the house of commons, one would
...have thought she was committing a
...sin, Lady Astor asserted. However,
...no one in his right senses want his
...children to drink, she added.
...In closing, she told how during the
...war she used to say to soldiers:
...“Now get well or die, but hurry up
...and choose.”
...“Men are so stubborn that if you
...tell them to die they will get well.”

**U. S. MAYORS CALL
FOR HOME AFTER
TOUR OF FRANCE**

MAVER, France, June 14.—(AP)—
...America's touring mayors called for
...New York in the Ile de France today,
...during a tour of France which began
...May 21.

Frank N. Madden, wife of
...J. Edgar Madden, who is representing the
...mayors of Chicago, said the women of
...the party had done lots of shopping
...and were taking home souvenirs, such
...as lace bordered handkerchiefs, little
...blue china vases, glasses, and
...all sorts of knickknacks.

Mayor Daniel W. Hoan of Mewan-
...che in a farewell statement, declared:
...“Frenchmen like Americans and we
...like them—only I wish they could talk
...English.”

**LAST
GANG EDITORIALS**

**Prison for Alvin Karpis
Killed at Super Crime**

Al Capone, who won the govern-
...ment finally found a way to send
...him toward prison, the personification
...of the gangland era that arose with
...the city, to enforce the prohibi-
...tion laws. His approaching de-
...parture from the scene of his triumphs
...to stay behind the bars is regarded
...by some observers of American life
...as the passing of that era of the
...super-gangster.

Capone was born in Brooklyn about
...34 years ago, at Massapequa park.
...His formal education included the
...passing of the fourth grade in gram-
...mar school. Thereafter his learning
...was of a practical nature. Before
...the war he ran with the notorious
...Five Points gang in Brooklyn. He
...served during the war as a soldier
...of the United States and was hon-
...orably discharged.

Capone came to Chicago.
...In 1919 Capone, a youth of 23,
...came to Chicago to serve as body-
...guard for Big Jim Colosimo, a suc-
...cessful street sweeper who came to
...power and wealth through political
...alliances and prohibition law viola-
...tions. Colosimo died by a murderer's
...bullet and John Torrio, who succeeded
...him as the first gangster of Chicago,
...took over the young bodyguard. Ca-
...pone was then a minor figure, one of
...a group of bad men subject to or-
...ders from superiors.

As late as 1921 Capone was only a
...malleable of Joseph Fusco, to whom
...Torrio, interested in the lucrative busi-
...ness of operating vice resorts, turned
...over the best connections in the city.
...In this capacity Capone was sent out
...to buy the trucks that Fusco needed.
...The Fusco explanation at one time
...and fifty trucks and was merchandise-
...ing a thousand barrels of beer daily—
...at least their breweries turned out
...the much. Capone, somehow, grew
...up with the business.

He takes Torrio's Throne.
...Torrie, about after the killing of the
...picturesque Dean O'Banion among his
...rivals in the federal shop opposite the
...Ritz Hotel, at that time gave up his
...bodyguard and went back to Brooklyn.
...His place was taken by Capone, who
...was then a minor figure, one of
...a group of bad men subject to or-
...ders from superiors.

He transformed small prairie villages
...into vice and booze centers. His
...allegory was: "We don't want any
...trouble." There are stories that in
...the little towns where he placed his
...resorts he paid off mortgages, bought
...new furnaces or repaired leaky roofs
...for those whom he wanted to be
..."good neighbors." He persuaded some
...of the villagers to permit bagpipes and
...boogie bands in the clubs of roadhouses
...before the police could be heard of.

Murders Follow His Rise

He proclaimed himself that he was
...only a business man, that he was giv-
...ing the people what they wanted for
...their money. Murders occurred, his
...enemies died by the machine gun and
...the pistol.
...It has been only a comparatively short
...time since Alvin Karpis and James
...Earl Ray, who are captured in Mexican
...prisons, were the most famous of the
...super-gangsters.

Capone has been a visitor here
...Torrie frequently, called on his
...cousin at Capone's Miami Beach ho-

1926, Joseph Galizia in the same
...Joe Atelle and Jack Zito in 1930.

They went when they became
...big. There was a saying in the
...derworld that a man who had
...crowned king and mentioned a
...rival for booze and vice profits
...but a few days. Only Capone
...dared in success. He branched
...in the years from 1926 to 1930. U-
...ging, in suburban roadhouses, in
...cago and on dog tracks went
...his control. There were runners
...he purchased protection with con-
...fidence to campaign funds.

The Valentine Day Massacre
...No evidence was ever gathered,
...scent to pin a murder indictment
...Capone. But seven men, members
...of the north side gang and adherents
...Eugene Meyer, who took over a
...lary after O'Banion and then H.
...Wales had been slain, were kil-
...ed by machine guns on Valen-
...day of 1929 and Meyer cried out:
...“Only Capone kills like that.”

Capone, however, was in Pa-
...Philadelphia then, bent on for-
...ing a pistol. He got out and re-
...fuge to Chicago again to take up the
...reign.

As to his wealth, it really ex-
...ceeded all. Capone could go to California
...he liked. He could go to Florida
...purchase a splendid mansion estate
...there either in other states pour
...him. They rejected him in the
...of his career. He was
...richly rewarded. And then
...his dependence struck his busi-
...ness. When Chicago was quot-
...ed as the most corrupt city in
...the world, the Chicago gr-
...and corruption was the key
...to the power in super-power in
...the city. All the others who re-
...spected the law and the under-
...world passed out by.

His going appears to be ar-
...ray. And when the prison
...in front of him the era of
...of gangland, authority
...will be gone.

Chicago Daily Tribune

Published daily at Tribune Tower, Ch-
...cago.
...The Tribune company, publishers.
...MAIL SUBSCRIPTION PRICES:
...Year, \$10.00; Six Months, \$5.00;
...Three Months, \$2.50. Single Copies,
...10 Cents. Entered as second-class mat-
...ter, June 16, 1925, under post office
...no. 374, at Chicago, Ill., and paid
...special rate of postage provided for
...newspapers by act of October 3, 1917.
...Postage paid at Chicago, Ill., and at
...other mailing offices.

CHICAGO DAILY TRIBUNE
JUNE 15, 1931.

Capone in Trap, Ponders Guilty Plea

Chicago, Ill., June 15, 1931

TWICE INDICTED

GANG CHIEF MAY

GIVE UP BATTLE

Calls on Lawyers to Advise Him.

(Photograph page)
The photograph of the man in the center of the newspaper yesterday. It was reported that he was considering paying his debt to society without a fight—that pleas of guilty were being prepared by the gang leader and his attorneys on both the federal indictment that have been returned against him in the last few days.

AND CHICAGO IS ABOUT TO LOSE ITS BAD REPUTATION



JOHN EDGAR HOOVER
DIRECTOR

U. S. Department of Justice
Bureau of Investigation
Washington, D. C.

LCS:JGM

May 8, 1931.

MAY 11 1931 AM

MEMORANDUM FOR THE DIRECTOR:

With reference to recent magazine articles regarding the fact that the present Al Capone is a half-brother of the true Al Capone, I beg to inform you that there is nothing in the files of this Division which would either substantiate or disprove these articles. The articles in question indicate that the true Al Capone was killed in the early part of May, 1929. The first fingerprints on the individual whom we know as Al Capone was received in this Division on May 18, 1929, regarding his arrest by the Police Department at Philadelphia, May 17, 1929. Later prints, of course, check with the one indicated.

Respectfully,

J. C. Schiffer
Chief,
Division of Identification
and Information.

69-180

RECORDED & INDEXED

MAY 14 1931

69-180-63

MAY 12 1931 F

Teletype

FILE

97

U. S. Department of Justice
Bureau of Investigation
POST OFFICE BOX 1405
CHICAGO, ILLINOIS

RECEIVED

MAY 19 1931 PM

May 14th, 1931.

Director,
Bureau of Investigation
Department of Justice,
Washington, D.C.

Dear Sir:

There is enclosed herewith as of possible interest
a clipping taken from the Chicago Tribune of May 12th, 1931,
concerning an attempt on the part of ALPHONSE CAPONE to seize
control of the cleaning and dyeing industry in the city of
Chicago.

Very truly yours,

W. A. McSwain
W. A. McSWAIN
Special Agent in Charge.

WAM:JMS

RECORDED & INDEXED

69-180-64

JUL 13 1972

REMOVED ORIGINAL-REMAIN

CLEANERS DEFY CAPONE GANG

Continued on page 2, column 1

Spurn Proposal of the Hoodlum Chief.

(continued from first page.)

There has been a great deal of talk about the possibility of a new war between the United States and the Soviet Union. The possibility of a new war between the United States and the Soviet Union is a possibility that has been discussed for many years. The possibility of a new war between the United States and the Soviet Union is a possibility that has been discussed for many years.

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69-180-64

THIS CASE ORIGINATED AT

Jacksonville, Fla.

Jax File #89-9

REPORT MADE AT: Jacksonville, Fla.	DATE WHEN MADE: May 20, 1931	PERIOD FOR WHICH MADE: May 18, 1931	REPORT MADE BY: Louis De Nette						
TITLE: ALFONSE CAPONE, KENNETH PHILLIPS, M. D.		CHARACTER OF CASE: CONTEMPT OF COURT PROPERTY							
SYNOPSIS OF FACTS: United States Attorney Hughes, Jacksonville, wrote the Attorney General May 18, 1931 requesting instructions with regard to further procedure in captioned matter.		 MAY 21 1931							
DETAILS: AT JACKSONVILLE, FLORIDA. <p>With reference to the captioned case, in which subject Capone was found guilty of contempt at Chicago and sentenced to six months in jail, United States Attorney W. P. Hughes advised Agent that on May 18, 1931 he addressed a letter to the Attorney General requesting instructions as to what, if any, further action should be taken in the Jacksonville district. He stated he will advise the Jacksonville Bureau office upon receipt of a reply.</p> <p style="text-align: center;">PENDING —00000—</p>									
<p style="text-align: right;">DO NOT WRITE IN THESE SPACES</p> <table border="1"> <tr> <td>APPROVED AND FORWARDED: <i>Louis De Nette</i> SPECIAL AGENT IN CHARGE</td> <td>69-180-65</td> <td>RECORDED AND INDEXED: MAY 22 1931</td> </tr> <tr> <td>COPIES OF THIS REPORT FURNISHED TO: 3 Bureau 2 Chicago 1 U. S. Atty. Jacksonville, Fla. 2 Jacksonville ML</td> <td>BUREAU OF INVESTIGATION MAY 22 1931 A R DEPARTMENT OF JUSTICE</td> <td>CHECKED OFF: MAY 25 1931 JACKETED: 4 100</td> </tr> </table>				APPROVED AND FORWARDED: <i>Louis De Nette</i> SPECIAL AGENT IN CHARGE	69-180-65	RECORDED AND INDEXED: MAY 22 1931	COPIES OF THIS REPORT FURNISHED TO: 3 Bureau 2 Chicago 1 U. S. Atty. Jacksonville, Fla. 2 Jacksonville ML	BUREAU OF INVESTIGATION MAY 22 1931 A R DEPARTMENT OF JUSTICE	CHECKED OFF: MAY 25 1931 JACKETED: 4 100
APPROVED AND FORWARDED: <i>Louis De Nette</i> SPECIAL AGENT IN CHARGE	69-180-65	RECORDED AND INDEXED: MAY 22 1931							
COPIES OF THIS REPORT FURNISHED TO: 3 Bureau 2 Chicago 1 U. S. Atty. Jacksonville, Fla. 2 Jacksonville ML	BUREAU OF INVESTIGATION MAY 22 1931 A R DEPARTMENT OF JUSTICE	CHECKED OFF: MAY 25 1931 JACKETED: 4 100							

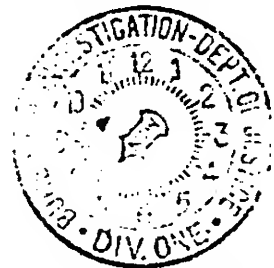
JOHN EDGAR HOOVER
DIRECTOR

U. S. Department of Justice
Bureau of Investigation
Washington, D. C.

HN:DSS

June 11, 1931.

RECEIVED



JUN 12 1931 AM

MEMORANDUM FOR THE DIRECTOR.

al. Mr. Sullivan, of the Scripps Howard newspapers -
desired information as to the Bureau's activities relative to
Capone. Referred him to Mr. Dodge.

Very truly yours,

H. Nathan.

al. Sullivan

RECORDED & INDEXED

JUN 13 1931

69-180-66

BUREAU OF INVESTIGATION	
JUN 12 1931 P. M.	
DEP	FILE

U. S. Department of Justice
Bureau of Investigation

POST OFFICE BOX 1405,
CHICAGO, ILLINOIS.



JUN 18 1931 PM

June 16, 1931.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

There is attached hereto a clipping taken from the
* Chicago Daily Tribune under date of June 15, 1931, relative
to Al Capone.

Very truly yours,

W. A. McSwain
W. A. McSWAIN
Special Agent in Charge

WAM:CH

Handwritten notes and stamps:
12-11-31
JUN 18 1931 AM

RECORDED & INDEXED

JUN 18 1931

69-180-67

BUREAU OF INVESTIGATION	
JUN 18 1931 A. M.	
U. S. DEPT. OF JUSTICE	
Div. One	FILE

Handwritten notes:
Div. One
Div. Three

ENCLOSURE 12-180-67

Capone, in Trap, Ponders Guilty Plea

Chicago, Ill. Tribune

TWICE INDICTED

GANG CHIEF MAY

GIVE UP BATTLE

CALLS ON LAWYERS TO

Advise Him.

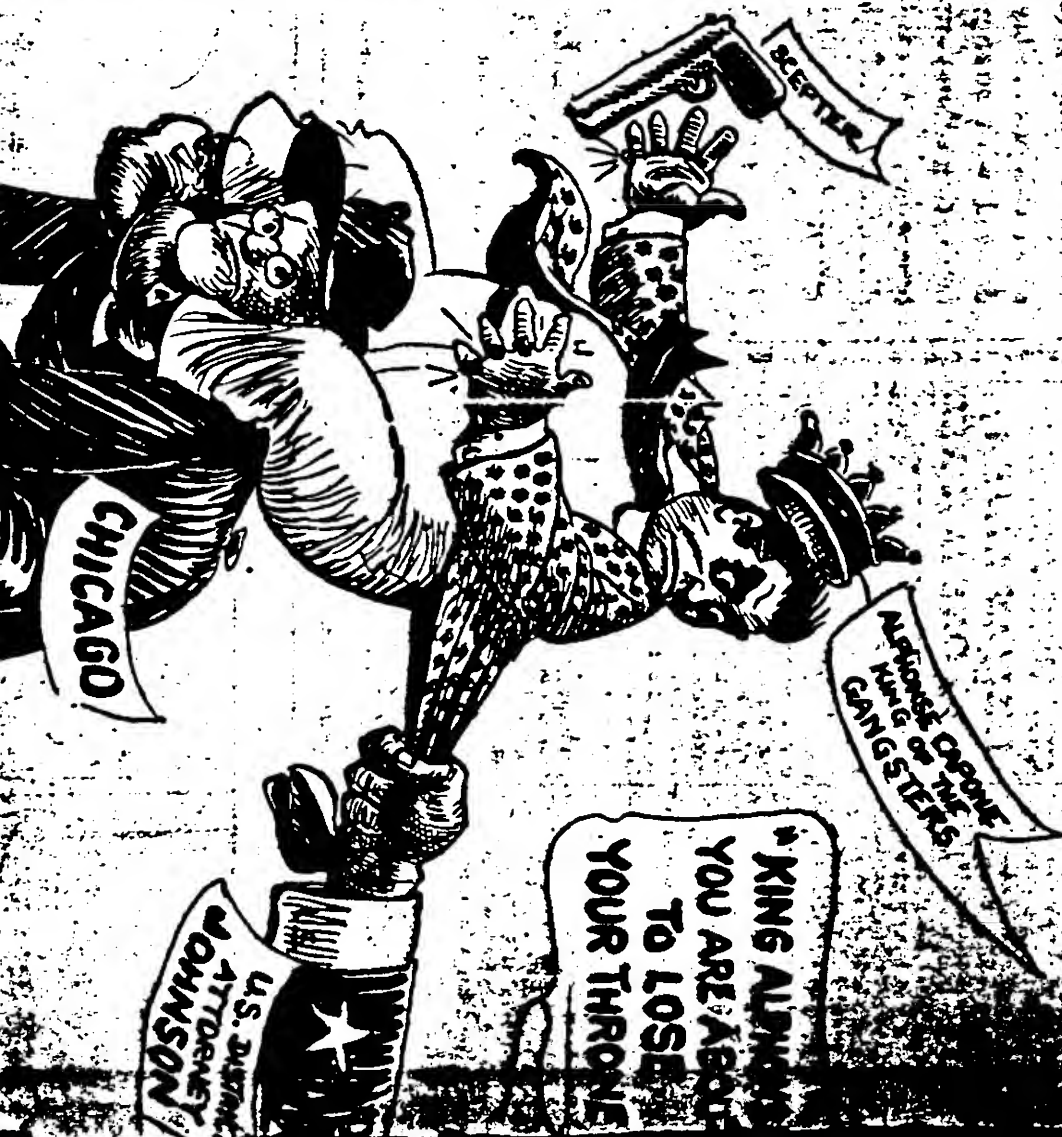
(Associated Press)

Al Capone, who was in the hands of his lawyers yesterday. It was reported that he was considering payment of his debt to society without a fight—that pleas of guilty were being considered by the gang leader and his attorneys on both the federal indictment that have been returned against him in the last few days.

One indictment charges Capone with the evasion of \$115,000 in income taxes and the other charges him and eight of his men with a ten year beer conspiracy in which they are alleged to have taken in gross receipts of \$28,000,000.

The reports were that Capone was driving his lawyers some good reasons for entering pleas of guilty, and that, on the other hand, the lawyers and some of Capone's allies were pointing out certain dangers attendant on such

AND CHICAGO IS ABOUT TO LOSE ITS BAD REPUTATION



LCS:HEW
Bureau File
69-180-60

March 11, 1931

Special Agent in Charge,
Bureau of Investigation,
Box 1408,
Chicago, Illinois.

09014

Dear Sir:

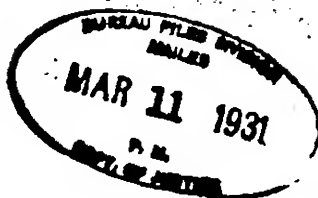
Referring to fingerprint on Alphonse Capone,
received March 10, 1931, please be advised
that an examination of the records of the National
Division of Identification and Information fails
to disclose any data concerning this individual
in addition to that already supplied in Bureau
letter dated March 10, 1931, copy attached for
your information.

Your print mentioned shows the following:

Subject as Alphonse Capone, inquiry made by
Bureau Office, Chicago, Ill., March 9, 1931.

RECORDED

Very truly yours,



Encl. No. 618384

Director.

69-180-60	
BUREAU OF INVESTIGATION	
MAR 12	1 A M
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FIVE	

105

CAPONE KILLED TWO YEARS AGO, SAYS MAGAZINE

Gang Leader Willing to Let
Story Stand, But Terms It
Just Plain "Applesauce"

By FREDERICK C. OTHMAN

CHICAGO, May 1 (U.P.).—"I ain't dead, but it's all right for 'em to think so if they want to." So said "Scarface Al" Capone today.

ORIGINAL DEAD

But J. M. Lansinger, publisher of the *Rat Detective Magazine*, insisted:

"The original 'Scarface Al' Capone is dead. It gives me great pleasure to explode the halo surrounding the bogus Capone."

Which indicates that there is a certain difference of opinion concerning the status of America's most notorious character, the fat, pudgy ruler of Chicago's vice, liquor and gambling syndicates, the scarred-face criminal who became a multimillionaire through his nefarious operations.

Strange stories have seeped up from the underworld of late about Capone. Speculation has become rife over his affiliation, over whether he is the supreme boss of the underworld, or whether he takes his orders from a ring of high-rups.

BROTHER IN SHOES

Mr. Lansinger climaxes the rumors and a stool pigeon whispers with an attack that Capone was killed two years ago—that his half brother, Giacomo Calabrese, submitted to a plastic operation to obtain a synthetic scar on his left cheek and that the latter now rules the criminal syndicates under the almost mythical name—"Capone."

Mr. Lansinger said his facts were authenticated and documented and that he would prove to an incredulous police department soon that his story is correct.

The scolding Capone, or maybe it was Calabrese, when reached by the *United Press*, said:

"Da I look like Calabrese? Huh, that's a lot of applesauce."

Veteran police reporters said that the Capone of today, as far as they could tell, was the same Capone of a decade ago. Pat Roche, chief investigator for the State's attorney, said:

"If you think Al Capone's dead, you're crazy."

INFLUENCE ON WANE

And that leads up to the fact that Capone's influence apparently is beginning to die, now that Chicago's new mayor, Anton J. Cermak, has started his campaign to "run the gangsters out of Chicago."

The Capone gangsters are laying low. Capone speakies are closing with increasing frequency and Capone breweries are running with less brew in the vats than at any time since the advent of prohibition.

23 Indicted After Raid

On 2 Capone Breweries

CHICAGO, May 1 (I.N.S.). Bert Delaney, alleged chief of the Al Capone brewery division; Steve Svobda, his first assistant, and 21 other reputed employees of Capone breweries, were named in indictments returned today by the Federal Grand Jury. The indictments charge violation of the Federal prohibition act, following raids on two breweries, one of them among the largest beer manufacturing plant ever to operate in Chicago.

INDEXED

NOT RECORDED

69-180-60X

JUL 13 1972

XEROXED ORIGINAL-RETAI

40246

P. O. Box 38,
Jacksonville, Florida.
March 9, 1931.

RECEIVED

Hon. W. P. Hughes,
United States Attorney,
Tampa, Florida.

Dear Sir:

Re: Alphonse Capone, et al.;
Kenneth Phillips, M. D.,
Contempt of Court; Perjury.

Enclosed is copy of report by Agent E. F. Mallon
at Chicago, Ill., for March 5, 1931, under above caption,
showing that subject Capone was sentenced on March 2, 1931
to serve six months in the Cook County Jail for contempt of
court.

I would appreciate it if you will advise me whether or
not you contemplate taking any further steps in the perjury
matter against both subjects, as otherwise I would like to
close our file in this case.

Very truly yours,

Louis De Motte,
Special Agent in Charge.

DeW:ML
cc Director
Jax #39-9

69-182
MAR 10 1931

W. Two

801

RECEIVED

P. O. Box 22
Jacksonville, Florida
April 7, 1931.



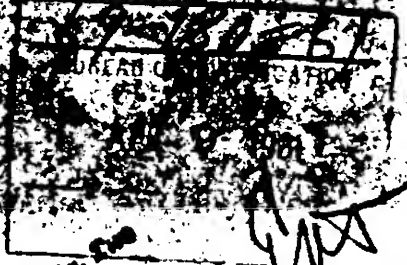
In his letter of April 6, 1931, Mr. [Name] stated that [Name] was convicted and sentenced to serve six months of [Name] for contempt of court, he was taking up with the Attorney General the matter of whether or not he would be [Name] institute perjury proceedings, [Name] against [Name] and others in Miami, Fla. [Name] stated that he would advise the Jacksonville office as soon as the Attorney General had indicated his action in the matter.

Very truly yours,

Louis H. Davis
Special Agent in Charge

cc - [Name]
[Name]
[Name]

APR 27 1931



W

102

Bureau of Investigation

From: Division Six

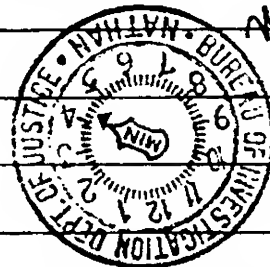
5/4 1931

To: Director
Mr. Nathan
Mr. Tolson
Miss Gandy
Chief, Div. 2
Chief, Div. 3
Chief, Div. 4
Chief, Div. 5
Chief, Div. 7
Chief, Div. 8
Chief, Div. 9

Mr. Hughes

Re my talk
with Mr. Schenck

MAY 4 1931 PM



Reg

rec'd
5/6/31
WJC

Bureau of Investigation

Room 316.

5-4

1931.

To: _____ Director.
_____ Ass't. Director Nathan.
_____ Miss Gandy.
_____ Miss O'Brien.
_____ Chief, Div. 2.
_____ Chief, Div. 3.
_____ Chief, Div. 4.
_____ Chief, Div. 5.
☒ Chief, Div. 6.
_____ Chief, Div. 7.
_____ Chief, Div. 8.
_____ Chief, Div. 9.
_____ Supervisor, Steno. Pool.
_____ Inspector
_____ Miss Sheaffer.

Please call me

Clyde A. Tolson.

112

OFFICE OF DIRECTOR, BUREAU OF INVESTIGATION

TO

OFFICIAL INDICATED BELOW BY CHECK MARK

Assistant Director Nathan ()

Assistant Director Tolson (☒)

Inspector ()

Division Two ()

Division Three ()

Division Four ()

Division Five ()

Division Six ()

Division Seven ()

Division Eight ()

Division Nine ()

Division Ten ()

Secretary ()

Please see me.

5/2/21

111

GAPONE, IN U. S. TOILS, PONDER'S GUILTY PLEAS

Twice Indicted Gang Chief May Give Up the Fight.

(Continued from first page.)

Apparent fear of the gang chief and his advisers is that these 65 men will also rush to with pleas of guilty in an effort to save themselves and in so doing may disclose information about murders and other crimes hitherto to the beer business which have so far been mysteries.

Another danger in pleading guilty, according to government officials, is that if Capone starts making any admissions or his co-defendants start telling the truth about his liquor activities, the government may be able to indict him on many specific charges under the Jones law. This law permits a five year sentence and a \$10,000 fine for each specific violation of the Volstead act.

Meets Legal Advisers Today.

One of the battery of attorneys which is weighing the questions involved in the situation said that Capone will meet with his legal advisers this morning to decide whether to follow his inclination and plead guilty or give heed to the suggestions of some of his lawyers that he has a chance to beat the income tax charge and later plead guilty to the prohibition indictment, getting off with a year or two on the latter. Capone was said to have spent yesterday in a retreat in Michigan.

It was learned that among those with whom he is consulting is the law firm of Nash and Abner. Attorneys Thomas D. Nash and Michael J. Abner have liberated several of Capone's men charged with murder among them John Scallie and Albert Anselmi, who killed two policemen in a daylight gun battle.

Attorney Abner admitted he had received a call for aid from Capone, but said he did not know whether he would respond.

Indicate He Has Money.

That Capone, who is only 31 years old, might have plenty of money for his defense was a subject of general gossip in Louisville. Last night, however, the information was confirmed by the fact that Capone's lawyer, Albert Anselmi, who killed two policemen in a daylight gun battle, was in the city.

FIND 2 MORE BODIES FROM YACHT WHICH SANK WITH 8 ABOARD

Rye, N. Y., June 14.—Two bodies washed ashore in Long Island Sound were identified tonight as Lillian Kempt, 27, an actress, and Robert Johnson, an entertainer, members of a yachting party of eight lost with the auxiliary ship Sea Fox on May 23.

The actress was identified by her father and her husband, and Johnson by Kenneth Stewart, a New York reporter.

That left only three missing in the Sea Fox tragedy, the cause of which has never been explained. The 55 foot craft is supposed to have been blown up during a storm after it left City Island for a week-end cruise.

tax troubles. This after the government turned down.

Also, information reached government agents here that as late as last March Capone purchased \$1,000,000 worth of Liberty bonds and that a few weeks ago he bought \$500,000 of the recent issue of \$200,000,000 of treasury bonds. It was also learned that he has established a trust fund at a New York bank for the care and education of certain of his relatives.

Round Up the Co-defendants.

While Capone was pondering what to do when he appears before Judge Williamson tomorrow, government agents and the city police had begun the task of rounding up his 31 co-defendants in the beer conspiracy case on bench warrants issued from the federal court.

Acting Police Commissioner Alcock has assigned a number of policemen to work with government operatives in arresting all the men named in the indictment with Capone. Alcock's detectives will participate in the questioning of every one arrested and will be ready to follow up confessions that might lead to the solutions of many murders, such as the Valentine day massacre, the machine gunning of Joe Aiello, and the slaying of Scallie Anselmi, and their fellow murderers, Joe Giunta.

Assistant State's Attorney Charles J. Meadon, in charge of the special grand jury investigation of the police department, said he will be on hand, too, ready to take proper action if any evidence is obtained of bribes paid to policemen or other officials.

Identify Girl Announced Victim Found on Beach

An 18 year old girl, who was found on a beach, was identified as a victim of the Capone gang.

Capone Allies See His Fate and Dispute for Gang Throne

Capone's allies, however, believe that the government's action against him is a mistake, and they are disputing among themselves over the gang throne.

The old gang captain, Alvin Karpis, is also a contender for the throne, and he is disputing with Capone's allies over the gang throne.

Four gangsters were mentioned by the federal men as being prominent. They are Alvin Karpis, George Barker, Frank Rio and Teddy Sawyer.

Alvin Karpis is said to be in full charge of all the hard liquor business on the south side of Chicago. The agents say they learned something of his importance in the gang by listening to his voice over the telephone when he gave his commands to his men.

George Barker is called the "Little Capone" of Milwaukee Park, where he has the "white" alley, whiskey, beer, wine and gambling. He enjoys the same authority in Milwaukee Park that Alvin Karpis has always been accorded in Chicago and Berwyn, according to the special agents.

Newberry, known as "Red" Newberry, former lieutenant of the Alvin Karpis, is said to be in full charge of the north side of Chicago. He is said to be the "big shot" of the north side, and he is said to be the "big shot" of the north side.

Frank Rio is said to be in full charge of the south side of Chicago. He is said to be the "big shot" of the south side, and he is said to be the "big shot" of the south side.

Teddy Sawyer is said to be in full charge of the north side of Chicago. He is said to be the "big shot" of the north side, and he is said to be the "big shot" of the north side.

113

U. S. Department of Justice
Bureau of Investigation

POST OFFICE BOX 1405,
CHICAGO, ILLINOIS.

JUN 20 1931

June 18, 1931.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

There is attached hereto as of possible interest clippings taken from the Chicago Daily Tribune, Chicago, Illinois, under date of June 17, 1931, concerning the prosecution of Al Capone for violation of the National Prohibition Act and Income Tax Laws.

Very truly yours,

W. A. McSwain
W. A. McSWAIN
Special Agent in Charge

WAM:GE

RECORDED & INDEXED

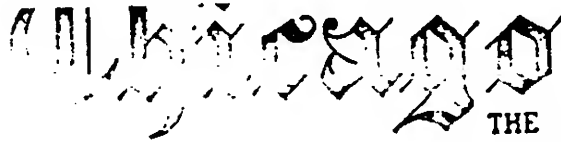
69-180-68
BUREAU OF INVESTIGATION
JUN 20 1931 A. M.
U. S. DEPT. OF JUSTICE
FILE

JUL 13 1972

XEROXED ORIGINAL

CHICAGO DAILY TRIBUNE
JUNE 17, 1931.

5 CENTS
PAY NO MORE



THE WORLD'S

VOLUME LXXXV—NO. 141

C

REG. U.S. PAT. OFFICE. COPYRIGHT 1931
BY THE CHICAGO TRIBUNE.

WEDNESDAY.

CAPONE TO C

69-180-68

115

June 29, 1931.

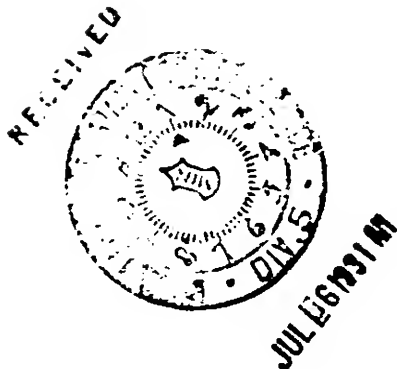
Memorandum of telephone call from Mr. Dodge.

Mr. Dodge asked if the Bureau has copies of the fingerprints of Al Capone. A local paper is desirous of getting them in order that they can check the War Department records for his War record.

Mr. Hoover said it would not be possible to give the fingerprints out to a newspaper. It would be necessary for a Police Department to ask for them.

hwg

69-180



RECORDED
JUL 9 1931

69-180-69	
BUREAU OF INVESTIGATION	
JUL 7 1931 A.M.	
DEPARTMENT OF JUSTICE	
Div. Five Div. Six	FILE

116e

P. O. Box 1808,
Chicago, Ill.

Mr. E. E. Ladd,
United States Marshal,
Chicago, Illinois.

Dear Sir:

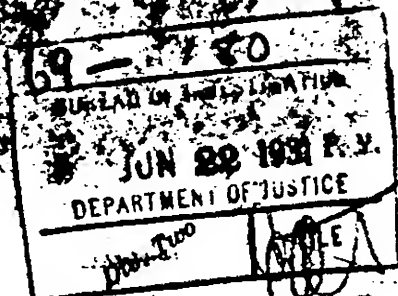
There is attached hereto communication which
has been received from one [REDACTED]
[REDACTED], with enclosure - a sealed letter addressed to
Alphonse Capone, Chicago, Illinois.

Inasmuch as this office is conducting no inquiry
regarding Alphonse Capone, the matter is referred to you for
such action as may be deemed appropriate in the premises.

Very truly yours,

HAMER
Co-Director

V. L. McGowan,
Special Agent in Charge.



CEA13081

RECEIVED

CASE ORIGINATED AT Jacksonville, Florida

REPORT MADE AT:

Jacksonville, Florida

DATE WHEN MADE:

July 9, 1931

PERIOD FOR WHICH MADE:

July 9, 1931

REPORT MADE BY:

B. L. B.



ALPHONSE CAPONE

JAMES PHILLIPS

SYNOPSIS OF FACTS:

United States Attorney's office advised that Attorney General indicated that he held further procedure in abeyance pending the result of subject Capone's appeal in contempt case.

DETAILS:

At Jacksonville, Florida.

On this date, Miss Edith House, Chief Clerk to the United States Attorney, advised the writer by telephone that the United States Attorney's office had received a letter from the Attorney General with instructions that further procedure in this matter be held in abeyance pending the appeal of subject Capone from his conviction in the Contempt case at Chicago, Illinois.

PENDING

DETAILS:

APPROVED AND FORWARDED:

SPECIAL AGENT IN CHARGE

67-180-70

JUL 13 1931

BUREAU OF INVESTIGATION

JUL 11 1931 A M

DEPARTMENT OF JUSTICE

ROUTED TO:

FILE

DO NOT WRITE IN THESE SPACES

3-Bureau

2-Chicago

1-United States Attorney, Jacksonville, Florida

2-Jacksonville

H

CHECKED BY:

JUL 13 1931

JACKETED

7-122

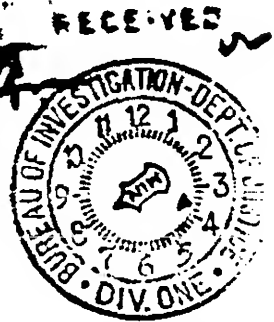
U. S. GOVERNMENT PRINTING OFFICE: 1928

118

DGAR HOOVER
DIRECTOR

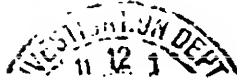
U. S. Department of Justice
TFB:CM Bureau of Investigation
Washington, D. C.

July 31, 1931



JUL 31 1931 PM

MEMORANDUM FOR THE DIRECTOR



AUG-5 1931 AM

With reference to the action taken concerning Dr. Kenneth^o Phillips who is involved in the Contempt of Court case upon Alphonse^o Capone, you are advised that upon instructions of the Department the case against Phillips was submitted to the United States Attorney for the Southern District of Florida on or about July 1, 1929; instructions to so submit it being forwarded to Jacksonville June 27, 1929. Subsequently the United States Attorney at Chicago requested that action against Phillips in Florida be deferred, pending the outcome of the case in Chicago. From time to time the case has been looked up until under date of February 27, 1931, the Chicago office advised that no action against Phillips was contemplated in Chicago. Under date of April 7, 1931, a memorandum from the Agent in Charge at Jacksonville, Florida, advised that the United States Attorney in Florida was communicating with the Attorney General to ascertain whether he should proceed in Florida.

In a report dated at Jacksonville, Florida, July 9, 1931, it is stated that the office of the United States Attorney advised that instructions were received from the Attorney General to the effect that this case was to be held in abeyance pending the outcome of Capone's appeal of his conviction in the contempt case in Chicago.

Respectfully,

T. F. Baughman.

101931

69-180-71
BUREAU OF INVESTIGATION
AUG 5 1931
DEPT. OF JUSTICE
FILE

Please follow this up regularly
for otherwise this doctor may escape
prosecution which he deserves.

8/4/31 J. E. A.

11921

AUGUST 2, 1931—PART ONE.

U. S. UNABLE "TO GET" CAPONE FOR RACKETEERING CRIMES

Justice Agents Must Hit Him Indirectly for Lack of Federal Laws Unless Congress Acts.

BY REX COLLIER

Unless Congress should enact legislation making racketeering a Federal crime, the Government's law enforcement agencies must be content to sit on the sidelines of gangdom and snipe at Al Capone and his ilk through indirect channels.

The spectacle of Capone public enemy No. 1, being brought to the bar of justice on an income tax charge or a property count is the source of wonderment to the man on the street. He cannot understand why the Department of Justice hasn't long ago put Capone behind the bars and kept him there.

It is not easy for the average person to understand why the San's leading racketeer agency, the Bureau of Investigation, has failed to take the lead in cracking up the gangster situation.

Capone Faces Perjury Term.

Capone faces a term in the Federal prison for perjury. He was charged with making a false statement in the grand jury indictment of underworld crime, is not a Federal crime.

Racketeers are clever. They know the limitations of Federal law and use them to their advantage. They know that the Federal law is not a Federal crime, and they use it to their advantage.

Capone is a clever man. He knows the limitations of Federal law and use them to his advantage. He knows that the Federal law is not a Federal crime, and he uses it to his advantage.

Faked Illness, Says U. S.

The malingering-perjury-contempt case was the first successful bit of sniping by the Government, and gave the Bureau of Investigation its first and so far its only chance to shadow the notorious "Scarface". The Bureau played no active part in the recent income tax case, which came under the jurisdiction of another Federal agency, the special intelligence unit of the income tax division.

Back in 1929 Capone then enjoyed life at his palatial home in Miami Beach. A number of agents were sent to Miami in a chartered plane to investigate the case. Capone had been in the court on several occasions, but the case was not a success. The case was not a success.

Director Hoover of the Bureau of Investigation assigned several of his best men to the case. They went to Miami and returned a few days later with a sheaf of affidavits picturing Capone as healthy and happy. During the period in which he was supposed to be near death from pneumonia it was found he had attended the races frequently, had made a boat trip to Nassau with a party of friends and had flown with another group of friends to Berlin.

Whitson Gave Sentence.

The court convicted Capone of contempt on February 27 last after a long delay occasioned by Capone's incarceration in jail for one year at Philadelphia on a "gun-toting" charge. Judge Whitson sentenced him to six months in prison on March 2.

Capone appealed the case to the Circuit Court of Appeals. Meeting with little prospect of a reversal, the racketeer has much less respect for State or local laws than he has for Federal statutes. Consequently he strives to keep from violating any law that will have Government agents down on him. His business is a rule of "hacking" profits of gambling houses, the rewards, best establishments, or other "business" outside the pale of the law, in return for promised "protection". Or he may dominate legitimate enterprises by threats of reprisal, inducing unfair competition and not recognizing limits to profit or property.

Generally he keeps his operations so discreetly that they seldom infringe on Federal laws. If he is profiting from prohibition violations, he sees to it that the violations are committed by others. If white rackets are his racket, he does not transport guns himself, but merely collects for "special services" rendered in protecting the traffic.

McGinn, Gunner, Convicted.

Once in a while, of course, he ventures beyond the law—and sometimes, like Jack McGinn, of international notoriety, Hoover's agents catch him. McGinn was captured in the "Valentine" case, was in Chicago for violation of the Mann act. McGinn, a "gunner", was sentenced a few days ago to two years.

There was a movement in the last Congress to give Hoover's bureau authority to investigate racketeering—in other words, to make racketeering a Federal crime. It was not done. The Bureau of Investigation would tackle its biggest job—a war against gangdom.

There are drawbacks to the plan, however. Advocates of "State's rights" are opposed to any broadening of the police powers of the Federal Government. Critics of the plan point to the difficulties into which the Government got itself by undertaking prohibition enforcement.

Gotham Outrage Starts Move.

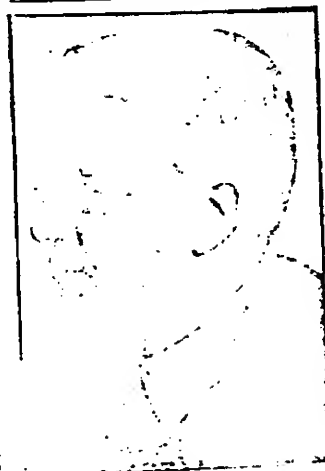
On the other hand, the rank and file of the people are not divided on the question of gangdom as they are on prohibition. Government officers undoubtedly would receive unanimous support of the public and of State and local officers in any war on gangsters.

The question of a Federal crusade against racketeering unquestionably will be revived in the next Congress, especially in view of the recent outrage in New York, where a child was killed and other children were injured by machine gunners cruising in a tenement district. As a result of the New York case a Nation-wide appeal was made over the radio for an "appeal" of parents, who were urged to write to their Senators and Representatives and demand action by the Government.

The question of Federal action is one for decision by Congress. If the legislators are willing to expand the police authority of the Government to include racketeering, the Bureau of Investigation is ready to tackle Capone or anybody else.

Pleads for "Al"

LAWYER AIDS HOLDING UP OF CAPONE SENTENCE.



MICHAEL A. N.

Chief counsel for Al "Scarface" Capone pleaded a suspension in the Federal Court of United States District Judge James H. Watson, Chicago, July 28, when the indicted racketeer pleaded for a "plea" to "not guilty" plea of "guilty" to "not guilty".

A. P. Photo.

JUL 13 1972

XEROXED ORIGINAL-REMAIN

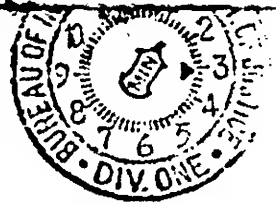
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120

TFB:CI

U. S. Department of Justice
Bureau of Investigation
Washington, D. C.

July 31, 1931



JUL 31 1931 PM

MEMORANDUM FOR THE DIRECTOR

With reference to your inquiry concerning Dr. Knight in the Alphonse Capone Contempt of Court case, you are advised that the name of Dr. Knight does not appear in the Bureau's file on Capone, however, there does appear in the file an affidavit obtained by Special Agents of the Bureau from Dr. Samuel D. Light. Dr. Light's signature on that affidavit appears to spell his name as Knight, however, the correct name is Light. The affidavit given by Dr. Light shows that he attended Capone from about January 2, 1929, to January 14, 1929, during which time Capone was suffering with pneumonia, however, on January 14, when last seen by Dr. Light, Capone's condition was improved. Dr. Light's affidavit states that he relinquished the case on January 14, 1929, inasmuch as a physician from Chicago, who was a personal friend of Capone's, was then staying at Capone's home as a guest.

The file does not indicate that Dr. Light's actions were in any way unethical or improper, and so far as the file shows, Dr. Light is a reputable physician.

Respectfully,

T. F. Baughman

T. F. Baughman

AUG 10 1931

69-780-72

BUREAU OF INVESTIGATION	
AUG 5 1931 A. M.	
DEPARTMENT OF JUSTICE	
NATHAN Tolson	FILE

RECORDED & INDEXED

NATHAN TOLSON

For Mr. Light
11-1197-72

August 8, 1931.

Special Agent in Charge,
Bureau of Investigation,
Hurley-Wright Building,
Washington, D. C.

09013

Dear Sir:

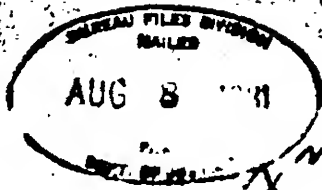
Confirming the Bureau's telephonic request of August 7, 1931, it is desired that you obtain from the Chief of the Identity Section, Adjutant General's Office, War Department, a copy of the fingerprints and all descriptive data of Alphonse Capone. Also ascertain at that office whether an individual served in the Army during the late World War under the name of Alphonse Capone or Alphonse Capone, whose fingerprint classification compares with that of Alphonse Capone (Source), alias Al Brown, furnished by the Chicago Bureau office as being $\frac{1}{1} \frac{1}{1} \frac{1}{1} \frac{1}{1} \frac{1}{1}$.

The Bureau desires that the obtaining of this data be expedited.

Very truly yours,

Director.

RECORDED & INDEXED



69-180-73	
BUREAU OF INVESTIGATION	
AUG 10 1931 P. M.	
DEPARTMENT OF JUSTICE	
	FILE

Wc
5
122

LEWIS

09010

August 12, 1931

Special Agent in Charge,
Bureau of Investigation,
Box 1405,
Chicago, Illinois.

Dear Sir:

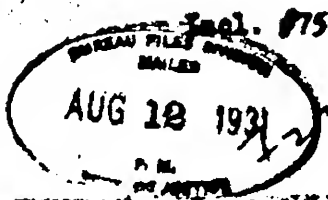
There is transmitted herewith a photostatic copy of the fingerprints of Alphonse Capone, #0-1517, as taken at the State Penitentiary, Philadelphia, Pennsylvania, August 8, 1929. Also enclosed herewith are two copies of a letter sent by the Bureau under date of March 10, 1931, to the Chief of Police at Chicago, giving Capone's criminal record, as reflected by the files of the Bureau.

You will note by the attached copy of the Bureau's letter to the Chief of Police at Chicago that notations appear in the Bureau's records to the effect that Alphonse Capone was arrested at Chicago on January 23, 1925, suspect; discharged. In this connection the Bureau desires that you have the enclosed prints compared with the fingerprints of Alphonse Capone on file at the Bureau of Identification, Chicago Police Department, for the purpose of establishing whether the individual whose fingerprints were taken at the State Penitentiary, Philadelphia, August 8, 1929 was at any time in the custody of the Chicago Police, prior to August 8, 1929. In the event this is found to be true, kindly secure from the Chicago Police Department a transcript of the criminal record of the said Alphonse Capone.

Very truly yours,

Director.

RECORDED



69-180-74

BUREAU OF INVESTIGATION	
AUG 13 1931 P. M.	
DEPARTMENT OF JUSTICE	
FILE	

Department of Justice

Bureau of Investigation

Washington, D. C.

09011

March 28, 1931

Chief of Police,
Chicago, Ill.

Dear Sir:

Referring to your print received March 7, 1931, regarding Alphonse Capone, #C-49108, the following is an abstract of subject's record on file in the National Division of Identification and Information:

Subject as Alphonse Capone, #C-4496, received Philadelphia County Prison, Holmesburg, Pa., May 24, 1929, crime - carrying concealed deadly weapons; sentence - 1 year.

As Alphonse Capone, #90725, arrested PD, Philadelphia, Pa., May 17, 1929, charge - suspicious character - carrying concealed deadly weapons; disposition not given.

As Alphonse Capone, #C-5587, received State Penitentiary, Philadelphia, Pa., Aug. 8, 1929, from Philadelphia, crime - carrying concealed deadly weapon; sentence - 1 year.

As Alphonse Capone, #3563, arrested PD, Miami, Fla., May 9, 1930, charge - investigation-vagrancy; released on writ May 9, 1930.

As Alphonse Capone, #C-43120, arrested PD, Chicago, Ill., Feb. 28, 1931, charge - general principles; disposition not given.

The following notations appear on war records:

"As Al Capone, New York City, suspected of murder; discharged.

As Al Capone, Chicago, Ill., suspected of murder; discharged."

Letters Chicago

44-512-11
L.R.

69-180-74

p. - March 10, 1935
Alphonse Capone #C-139
Chicago, Ill.

Department of Justice
Bureau of Investigation
Washington, D. C.

Notations pertinent:

As Alphonse Capone, Chicago, Ill.,
suspect; discharged.
As Alphonse Capone, New York City, 12-17-34
homicide; discharged.
#3543, FD, Miami, 8-13-30, investigation; re-
leased on writ.
#3543, Miami, Fla., 8-13-30, vagrancy; forfeited
\$100. bond."

Very truly yours,

J. E. Hoover
Director.

Copies to:
FD, Miami, Fla.
SP, Philadelphia, Pa.
FD, Philadelphia, Pa.
Phila. Co. Pr., Holmsburg, Pa.

09012

125

122:7-4

August 12, 1931

Chief of Police at Chicago,
Bureau of Investigation,
Room 211, Grand Central Station,
New York, U. S.

09009

Dear Sir:

There is transmitted herewith a photostatic copy of the fingerprints of Alphonse Capone, #0-5527, as taken at the State Penitentiary, Philadelphia, Pennsylvania, August 8, 1929. Also enclosed herewith are two copies of a letter sent by the Bureau under date of March 10, 1931, to the Chief of Police at Chicago, giving Capone's criminal record, as reflected by the files of the Bureau.

You will note by the attached copy of the Bureau's letter to the Chief of Police at Chicago that notations appear in the Bureau's records to the effect that Alphonse Capone was arrested at Pittsburgh on November 23, 1925, homicide; discharged. In this connection the Bureau desires that you have the enclosed prints compared with the fingerprints of Alphonse Capone on file at the Forensic Identification, New York Police Department, for the purpose of establishing whether the individual whose fingerprints were taken at the State Penitentiary, Philadelphia, August 8, 1929 was at any time in the custody of the New York Police, prior to August 8, 1929. In the event this is found to be true, kindly secure from the New York Police Department a transcript of the criminal record of the said Alphonse Capone.

Very truly yours,

RECORDED

Director

69-180-75
BUREAU OF INVESTIGATION
AUG 13 1931 P. M.
U. S. DEPT. OF JUSTICE
FILE

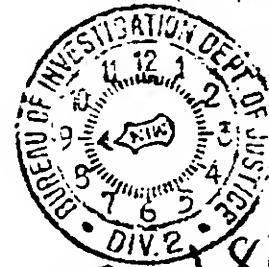
FILES DIVISION
MAILED
AUG 12 1931
U. S. DEPT. OF JUSTICE

126

Department of Justice
Bureau of Investigation

Post Office Box #251
Grand Central Station
New York, N. Y.

CGS:LS
62-2938

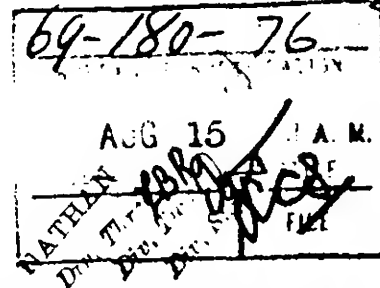


9-180
AUG 19 1931

August 14, 1931.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

RECORDED
AUG 20 1931



Dear Sir:

Reference is made to the Bureau's letter, dated August 11, 1931, transmitting a photostatic copy of the fingerprints of Alphonse Capone, as taken at the State Penitentiary, Philadelphia, Pa., on August 8, 1929, and requesting that inquiry be made at the Police Department, New York City, to ascertain whether the person, whose fingerprints were taken at the State Penitentiary at Philadelphia, Pa., was at any time in the custody of the New York Police Department prior to August 8, 1929.

Please be advised that inquiry at the Police Department, New York City, has revealed that that department does not have an original set of the fingerprints of the individual whose prints were taken at the State Penitentiary at Philadelphia, Pa. on August 8, 1929. The New York Police Department does have a copy of these prints which were received from the authorities at Philadelphia, Pa.

The alphabetical records of the Police Department at New York City contain an index card for one Alphonse Capone, alias Al Brown, alias Scar Face, which shows that this individual was arrested with three others at 377-18th Street, Brooklyn, N. Y. on December 27, 1925 on a charge of having in his possession a gun. He was brought before Judge Thomas McCloskey of the Homicide Court, and discharged on December 31, 1925. This is the only record that the Police Department of New York City has relative to this individual.

Very truly yours,

E. J. CONNELLEY,
Special Agent in Charge.



U. S. Department of Justice
Bureau of Investigation

Washington, D. C.
August 10, 1931



Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

There is transmitted herewith a copy of a memorandum submitted to me by Special Agent A. W. Jacobson, together with a photostatic copy of the fingerprints of Alfonso Copone, which contains the information requested in your letter of August 8, 1931.

Very truly yours,

M. H. Purvis

M. H. Purvis
Special Agent in Charge.

AWJ:JA
62-2178

revel
not
2-11
168

69-180

RECORDED

69-180-77
[Handwritten signature]

128

U. S. Department of Justice
Bureau of Investigation

Washington, D. C.

August 8, 1931

MEMORANDUM FOR SPECIAL AGENT IN CHARGE - M. H. PURVIS

On your instructions Agent ascertained from Mrs. L. R. Rieve, the World War Division, War Department, that Alfonzo Copone, serial #2963722, enlisted June 25, 1918 at Atlantic City, New Jersey. He served in company 13, 153 depot brigade. At the time of his enlistment his address was given as 2216 Artie Avenue, Atlantic City, New Jersey. His description according to the enlistment papers was as follows:

Age	-	22 years 5 months
Height	-	5'5 $\frac{1}{2}$ "
Hair	-	Brown
Eyes	-	Brown
Complexion	-	Fair
Born	-	Mantol, Italy
Occupation	-	Butcher
Marks and peculiarities - BRM in middle of chest - M on left shoulder - mole on back of neck.		

Copone was honorably discharged at Camp Dicks on March 19, 1919, with an excellent character. He applied for adjusted compensation on February 23, 1928, at which time he gave his address as 2216 Artie Avenue, Atlantic City, New Jersey.

Mr. H. A. Vreman of the Fingerprint Division of the War Department, obtained the fingerprints of Copone from the files of that Division which are classified with the following classification.

$\frac{27}{28}$ $\frac{11}{01}$ 19

A photostatic copy of these fingerprints is attached herewith.

69-180-77

Mr. Vreman, and Agent, also searched the file of the unclassified fingerprints of all persons who served in the World War by the name of Capone, Coponi, or Copone. This search revealed, however, that there was no such person with a surname of Alfonz, Albert, Al, or Anthony for whom there was a fingerprint card. A search was also made of the classified fingerprints under the classification of

$\frac{1}{1} \quad 28 \quad \frac{U}{T} \quad \frac{PO}{O} \quad \frac{7}{11}$

which was the fingerprint classification furnished by the Chicago Police Department of Alphonse Capone and also under the classification

$29 \quad \frac{L}{L} \quad \frac{1}{1} \quad \frac{U}{U} \quad \frac{IOI}{IOI} \quad \frac{6}{IO}$

which was the fingerprint classification of Alphonse Capone when he was arrested and sent to the penitentiary at Philadelphia, Pa. in 1929. No person by the name of Copone was found among these cards. Mr. Vreman stated that the fingerprints of Alphonse Capone bearing the latter classification listed above, had been searched on numerous occasions in the Fingerprint Division, but no record of similar prints could be found.

Very truly yours,

A. W. Jacobson
A. W. Jacobson,
Special Agent.

AWJ:tf

131

IDENTIFICATION RECORD CARD.

GOPONE ALFONZO
(Full name)
National Army.
Regular Army, Reserve. Enlisted Reserve Corps.

Enlisted **11/15/30** at **San Francisco, Calif.**

Date of last prior enlistment:

Age **21** years, **11** months, **19** days.

Finger prints taken **June 5, 1918** at **San Francisco, Calif.** by **J. C. Anderson** on **May 2, 1918**.

When completed this form will be forwarded directly to the Adjutant General of the Army.

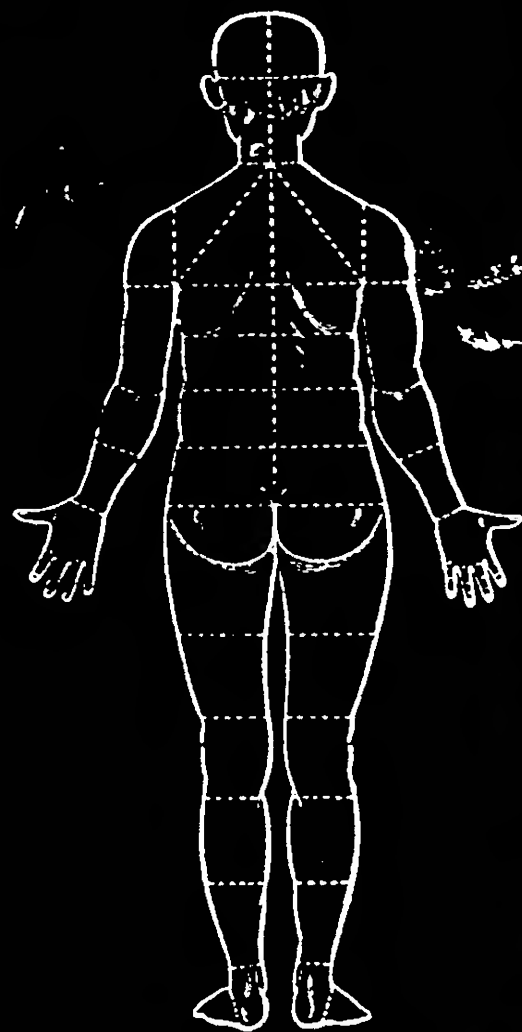
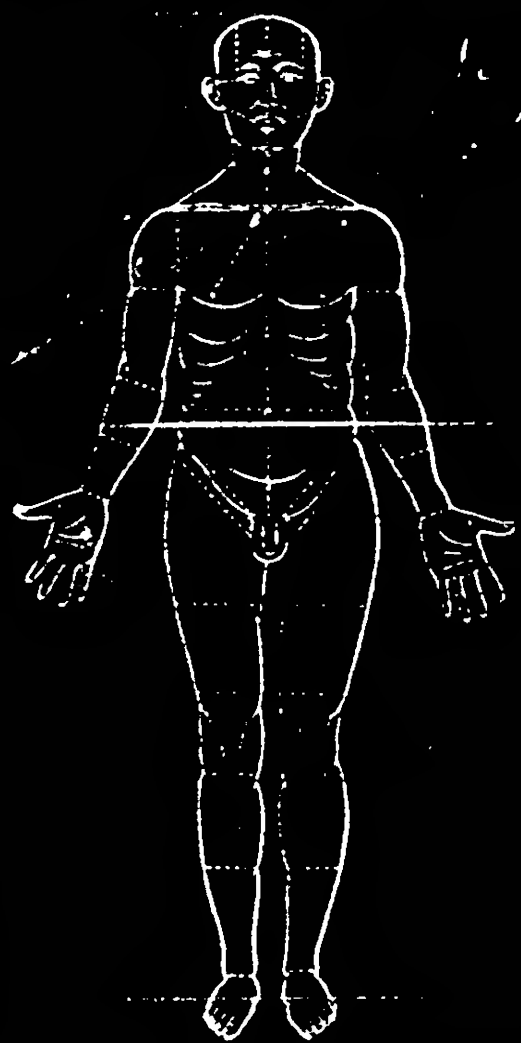


Form No. 20, A. O. O.
DA Reg. 2-17-2000, 2001.

Signature of soldier:

Alfonzo Gopone

SCARS AND MARKS.



FINGER PRINTS.

N. B.—Do not write on this side of the sheet.






Classification No.

37






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19

RIGHT HAND.

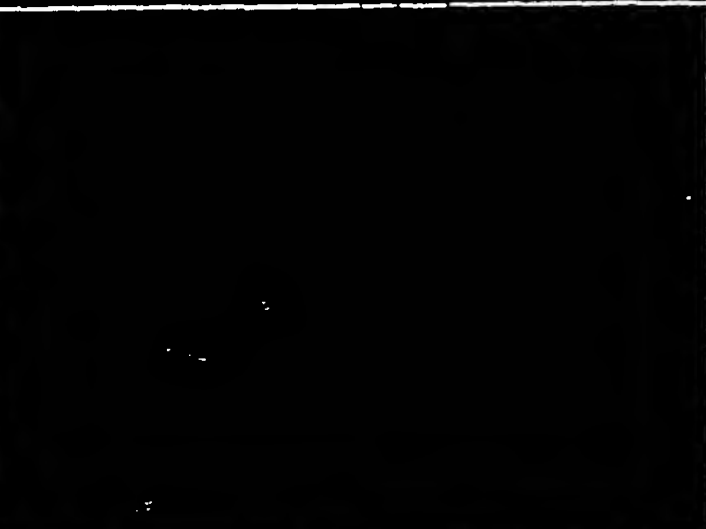
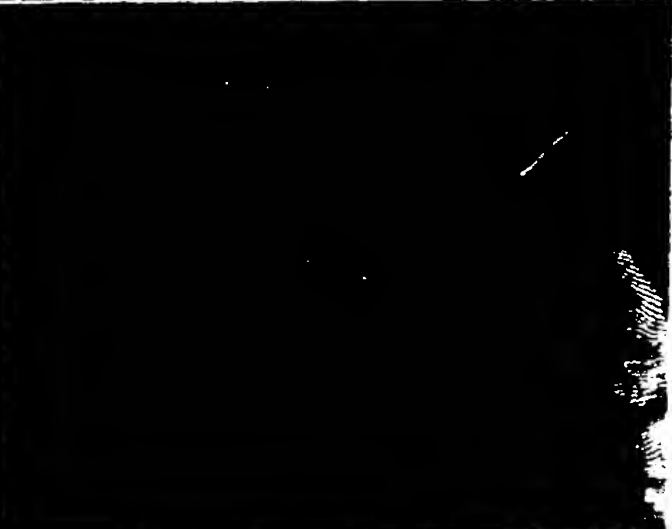
1. Thumb.	2. Index	3. Middle	4. Ring	5. Little
				
FOLD ON THIS LINE				

LEFT HAND.

6. Thumb	7. Index	8. Middle	9. Ring	10. Little
				
FOLD ON THIS LINE				

LEFT HAND.

RIGHT HAND.

	
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U. S. Department of Justice

Bureau of Investigation
POST OFFICE BOX 1405
CHICAGO, ILLINOIS

RECORDED

SEP 2 1931

August 20th, 1931.

69-180-78
Three
ms

Director,
Bureau of Investigation
Department of Justice,
Washington, D.C.

RE: ALPHONSE CAPONE alias
AL BROWN alias SCARFACE .
IDENTIFICATION.

Dear Sir:

Reference is made to Bureau letter dated August 12th, 1931, with which you enclosed photograph and fingerprints of Alphonse Capone and requested that the Bureau of Identification, Chicago Police Department, be contacted for the purpose of establishing whether subject, whose fingerprints were taken at the State Penitentiary, Philadelphia, Pa. on August 8, 1929, had been at any time in custody of the Chicago Police previous to August 8, 1929.

Agent T. F. Mullen of this office called upon Lieutenant Evans of the Bureau of Identification, Chicago Police Department, who compared the fingerprints submitted by the Bureau of Alphonse Capone, who was received at the State Penitentiary, Philadelphia, Pa. on August 8th, 1929, with the fingerprints on file at the Bureau of Identification of the Chicago Police Department of Alphonse Capone alias Al Brown alias Scarface, which prints were taken at Chicago on January 25th, 1925, at which time Capone was picked up as a suspect by the Chicago Police on January 23rd, 1925, in connection with the murder of John Torrio. Lieut. Evans stated that the two sets of fingerprints were identical. Lieutenant Evans made a thorough and complete search of the records on file and stated that this was the only record of arrest at Chicago of Alphonse Capone, and that his records did not show any other arrest prior to August 8th, 1929 at Chicago.

The Chicago Police Department records further divulge that on March 2nd, 1931 Alphonse Capone was sentenced to the Cook County Jail, Chicago for contempt of court, by Judge Wilkerson, at Chicago, Illinois. With reference to the notations appearing on the record received by the Chief of Police at Chicago in Bureau letter dated March 10, 1931, showing that Capone was arrested at Chicago, Illinois as a murder suspect, and was discharged, no date shown, and also that as Alphonse Capone he was arrested at Chicago, Illinois January 23rd, 1925, as a suspect, and discharged, Lieutenant Evans advised that these two notations relate to the

For record copy to Bureau file

Handwritten initials

Handwritten signature and date

Page 2.

same arrest, that is, on January 23rd, 1925. Mr. Evans further advised that he personally does not know of an instance where Capone had been arrested by the Chicago Police and held on a criminal offense of any kind prior to August 8th, 1929, with the exception of that set forth above as of January 23rd, 1925.

The fingerprints and photograph of Alphonse Capone are returned herewith to the Bureau.

Very truly yours,



W. A. McSWAIN
Special Agent in Charge.

TFM:JMS

32-5

137

JOHN EDGAR HOOVER
DIRECTOR

U. S. Department of Justice
Bureau of Investigation
Washington, D. C.

LER:EB
69-180-78

August 25, 1931.

AUG 26 1931 PM

MEMORANDUM FOR THE DIRECTOR.

Under date of August 5, 1931, you requested that appropriate inquiries be made for the purpose of establishing the identity of the notorious Alphonse Capone, attention being directed to an article entitled "U. S. Army records prove Al Capone is dead", appearing in the September, 1931, issue of the Magazine "Real Detective".

Through investigation conducted by the Washington field office, the writer secured the information that no one served in the World War under the name of Alphonse Capone, nor did any individual serve in the World War whose fingerprints are identical with those of the Alphonse Capone about whom the Bureau is concerned. The War Department files disclose that one Alfonso Copone, serial #2963722, enlisted in the Army June 25, 1918, at Atlantic City, New Jersey. He served in Company 13, 153rd Depot Brigade and at the time of his enlistment his address was 2216 Artie Avenue, Atlantic City, New Jersey. This individual's fingerprint classification is 26 11 19. The actual fingerprints on file at the Identity Section 28 01 of the War Department were compared with the fingerprints of the Alphonse Capone who was fingerprinted at the State Penitentiary, Philadelphia, Pennsylvania, on August 8, 1929 and found not to be identical.

Division Six of the Bureau has furnished the record of Alphonse Capone, which reveals that the first record of this individual received in the Bureau was a fingerprint card under the name Alphonus Capone, showing this subject's arrest May 14, 1929, crime carrying concealed weapons. This is the same individual who was received at the State Penitentiary, Philadelphia, Pennsylvania, August 8, 1929. Bureau records do not go back of the Philadelphia arrest.

The Chicago Bureau office was furnished a copy of the fingerprints of the Alphonse Capone who was received at the Philadelphia Prison August 8, 1929, and with these prints an investigation was made at the Chicago Police headquarters. A letter has been received from the Chicago office to the effect that a comparison of the fingerprints with

69-180-79

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hm

Director.

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8-25-31.

prints on file with the Chicago Police show conclusively that this same individual was arrested by the Chicago Police on January 25, 1925 as a suspect in connection with the murder of John Torrio. Lieutenant Evans of the Identification Bureau of the Chicago Police Department informed the Chicago office that the fingerprints of the Alphonse Capone taken at the Philadelphia Penitentiary on August 8, 1929 and the fingerprints of Alphonse Capone alias Al Brown alias Scarface, arrested in Chicago January 25, 1925, are identical. The arrest in 1925 is the only arrest of this individual recorded by the Chicago Police prior to August 8, 1929. The Chicago Police records further reveal that on March 2, 1931, Alphonse Capone was sentenced to the Cook County Jail, Chicago, charge contempt of court, by Judge Wilkerson at Chicago.

A copy of the fingerprints of Alphonse Capone taken at the Penitentiary at Philadelphia, Pennsylvania, August 8, 1929, was furnished the New York office and a comparison of those prints was made with prints on file at the New York City Police Department. The New York Police Department does not have an original set of the fingerprints of the individuals whose prints were taken at Philadelphia on August 8, 1929, although it does have a copy of these prints which were received from the authorities at Philadelphia. A comparison of these prints shows conclusively that Alphonse Capone alias Al Brown alias Scarface was arrested with three others at 377 18th Street, Brooklyn, New York, on December 27, 1925, on a charge of having in his possession a gun. He was brought before Judge Thomas McClosky of the Homicide Court, New York City, and discharged on December 31, 1925. A comparison of the fingerprints of this individual with the fingerprints of Alphonse Capone who entered the State Penitentiary, Philadelphia, Pennsylvania, on August 8, 1929, shows conclusively that the two subjects are one and the same individual.

It is believed that the foregoing information is sufficient to establish that the article referred to in the magazine "Real Detective" is without foundation.

Respectfully,

L. B. Reed

L. B. Reed.

136

AL CARPONE RUNS BREWERY NEAR L. A., CLAIM

By Pacific Coast News Service

SAN FRANCISCO, Sept. 17.—The first apprehension of agents of Al Capone, Chicago, came this late to the police in the San Francisco office. It was not until here a few days ago, it was revealed by police today.

Three truckloads of beer from Southern California were brought into the city, according to reports. The bottles bore Mexican labels, but police said that the beer was actually made in the Los Angeles, where the police believe to have a power.

The distribution of the beer was effected through a network of agents in the city, who were reported to have been in the city for some time.

Not only the beer, but the agents had been reported to have been in the city for some time, and the police were reported to have been in the city for some time.

Police Chief William J. Quinn stated that the police had been in the city for some time, and the police were reported to have been in the city for some time.

District Attorney Byron F. Ellis said that the police had been in the city for some time, and the police were reported to have been in the city for some time.

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Los Angeles Evening Herald
Sept 17, 1931

NOT RECORDED

69-180

69-180-79X

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JUL 18 1972

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XEROXED ORIGINAL RECORD

EAT:EB
69-180-

September 5, 1931.

Special Agent in Charge,
Bureau of Investigation,
Box 1405,
Chicago, Illinois.

Dear Sir:

Reference is made to the case entitled ALFONSE
CAPONE and KENNETH PHILLIPS, M. B., Contempt of Court,
Perjury, your file #69-19.

The Bureau desires that as soon as Capone's
appeal has been ruled upon by the Circuit Court, you
again consult the United States Attorney for information
as to the action he contemplates taking against subject
Phillips. The Bureau desires that this phase of the
investigation be regularly followed up. It is further
requested that the Bureau be promptly advised of any
developments in connection with this case.

Very truly yours,
For the Director,

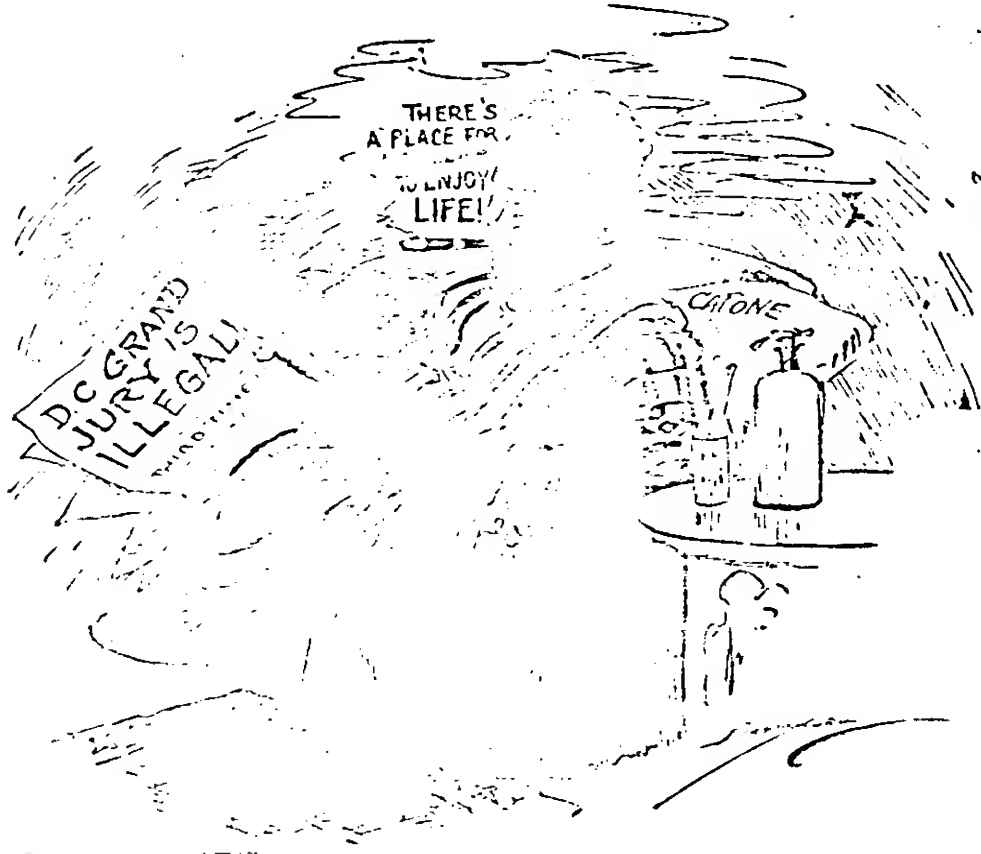
Assistant Director.



Washington Evening Star

Saturday, Sept. 26, 1931.

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NOT RECORDED

INDEXED

69-180

69-180-80X

JUL 19 1972

REPRODUCED ORIGINAL RETAIN

CHICAGO EVENING
X AMERICAN

9-26-31

CAPONE PLEADS TO HIGH COURT

Ralph Capone's last effort to deduce a three-year prison term was to move toward the United States Supreme Court today.

Application for a writ of certiorari as a step toward seeking a review by the nation's highest tribunal was being prepared by Attorney George N. Murdock, following yesterday's refusal of a rehearing by the United States Circuit Court of Appeals. Capone was convicted of violating the income tax laws, sentenced to three years' imprisonment and fines totaling \$10,000.

An order staying his imprisonment until October 6 was issued by the Court of Appeals. Capone will have until that time to file his petition for the writ with the Supreme Court.

UNCOVER NEW CLUE

If the high court should refuse to review the case, Capone may see the first snowfall from behind the bars of the Lakeview penitentiary.

REHEARING DENIED

The rehearing yesterday was denied by Judge John H. Wheeler, W. H. Smith and Eben A. Evans, the three judges who upheld the conviction and sentence. Capone was sentenced on April 25, 1931, by a jury in the court of Federal Judge Charles E. Woodward.

Attorney Murdock will ask the Supreme Court to review the case on the grounds that points of criminal law are involved and that the conviction is manifestly to demand review by the highest court.

On the outcome of Capone's conviction hangs the fate of Terry Brennan and Frankie Lake, who pleaded guilty to income tax frauds, with the hope of changing their pleas if Capone's conviction is reversed.

SPEEDY TRIAL

All Capone's trial for income tax evasion will not be permitted to drag out through many continuances, as was the case with H. W. Barker and Alvin Karpis. The trial will be held at the court of Federal Judge Charles E. Woodward. It is expected that the trial will be held at the court of Federal Judge Charles E. Woodward.

NOT RECORDED

69-130 69-180-500

RALPH CAPONE PLEADS TO HIGH COURT

Ralph Capone's last effort to dodge a three-year prison term was to move toward the United States Supreme Court today.

Application for a writ of certiorari as a step toward seeking a review by the nation's highest tribunal was being prepared by Attorney George N. Murdoch, following yesterday's refusal of a rehearing by the United States Circuit Court of Appeals. Capone was convicted of violating the income tax laws, sentenced to three years' imprisonment and fine totaling \$18,000.

If the high court should refuse to review the case, Capone may see the first snowfall from behind the bars of the Leavenworth penitentiary.

REHEARING DENIED.

The rehearing yesterday was denied by the United States Circuit Court of Appeals. Following the denial, the case will be referred to the United States Supreme Court by a writ in the court of Federal Judge Charles E. Woodward.

Attorney Murdoch will ask the Supreme Court to review the case on the grounds that points of constitutional importance are involved and that the case is of such magnitude to demand review by the highest court. If the court decides to hear the case, oral arguments may be heard the latter part of October and the case may be handed down early next year.

On the outcome of Capone's conviction hangs the fate of Terry Druggan and Frankie Lake, who pleaded guilty to income tax frauds with the privilege of changing their plea if Capone's conviction is reversed.

SPEEDY TRIAL.

At Capone's trial for income tax evasion will not be permitted to plead insanity through many circumstances. Federal Judge James H. Wilson has said clearly today. The judge informed Attorney Murdoch that he would dispose of all motions in the case next Tuesday.

It is believed that the case will be heard by the Supreme Court on October 6, as scheduled.

Attorney Allen informed that the case will be heard by the Supreme Court on October 6, as scheduled. He also stated that the case will be heard by the Supreme Court on October 6, as scheduled.

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3-71313


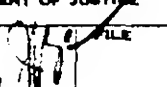
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69-150
69-180-80X

141

THIS CASE ORIGINATED AT **JACKSONVILLE, FLA.**

69-19

REPORT MADE AT: Chicago, Ill.	DATE WHEN MADE: 9/10/31	PERIOD FOR WHICH MADE: 9/10/31	REPORT MADE BY: V.A. McSWAIN
TITLE: ALPHONSE CAPONE KENNETH PHILLIPS, M.D.			CHARACTER OF CASE: Contempt of Court Perjury
SYNOPSIS OF FACTS: U.S. Circuit Court of Appeals has rendered no decision on appeal of Subject Capone. U.S. Attorney, Chicago, Ill., will not initiate prosecution concerning Subject Phillips.			
REFERENCE: Bureau communication dated September 5, 1931.			
DETAILS: At Chicago, Ill. The U.S. Circuit Court of Appeals has rendered no decision on the appeal of Subject Capone from the sentence imposed by U.S. District Judge Wilkinson, Chicago, Illinois, in connection with instant case. On September 10, 1931, agent conferred with U.S. Attorney George E.Q. Johnson, Chicago, Illinois, who stated that at the present time he is not inclined favorably towards prosecuting Subject Phillips involved herein.			
- P E N D I N G -			
APPROVED AND FORWARDED:  SPECIAL AGENT IN CHARGE		DO NOT WRITE IN THESE SPACES 69-180-81- SEP 12 1931 A.M. BUREAU OF INVESTIGATION DEPARTMENT OF JUSTICE ROUTED TO:  FILE Dts. Rev	
COPIES OF THIS REPORT FURNISHED TO: (3) Bureau 3 Jacksonville 1 U.S. Attorney, Chicago 2 Chicago		RECORDED AND INDEXED: SEP 12 1931 CHECKED OFF: SEP 14 1931 JACKETED:	

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N/A
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Capone's Attempts To Balk Trial Fail

MA

Demurrer Quashed, Court
Tells Gang Lord to Be

Ready Tuesday.

CHICAGO, Sept. 29 (AP)—Al Capone's efforts to baffle trial for income tax evasion and to exhaust the Government's resources against him were quashed in court of Judge James H. Wickersham today.

His demurrer to the indictments was overruled, the court ordered to make the Government prepare its brief and the trial of Capone's case was set to be ready for trial next Tuesday.

The trial attorneys agreed, with public opinion, that Capone will be indicted within two weeks. In the meantime, the Government is expected to file its briefs on the 29th. The trial is expected to start on the 30th. Capone is charged with attempting to evade income tax on an alleged million-dollar income.

file

✓ Washington Post —
✓ Sept. 30, 1931.

✓

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B.

69-180-81X

145

JUL 18 1972

XEROXED ORIGINAL-REIMIN

Capone Faces Income

Three Federal Tax Prosecutors

U. S. CHARGES CAPONE CHEAT OWES \$215,000.

Judge Wilkerson Today Begins
Examination of 100 Pros-
pective Jurors to Hear Case

By HARRY BENSON
Special Staff Writer
Chicago, Ill., Oct. 5. — At
10 o'clock today, Judge Wilkerson
began the examination of 100 prospective
jurors for the federal grand jury
to hear the case of Alphonse Capone
today. The examination will continue
until 5 o'clock. The judge will select
12 jurors from the list of 100.
He will also select a whole panel
of 24 jurors. The whole panel will
be sworn in and will sit in the
courtroom. The judge will select
12 jurors from the whole panel.
The 12 jurors will hear the case.
The case will be heard in the
federal court in Chicago.

Washington Herald

10/5/31

NOT RECORDED

69-180 INDEXED 69-180-81X

FORGOT THE JUDGE

The plea was under the terms
of a deal offered to have been
made with certain of the Govern-
ment authorities that would have
let Alphonse Capone down with
about two years and a half in a
Federal reformatory, which a man
can do standing on his head.

It was like the time a bunch of
ball players got together and de-
cided to throw a game to the op-
posing club for a financial con-
sideration. They took in all
hands on the deal except a big
Swede who played center field.
They left him out because they
thought he didn't count anyway,
and they would save his "cut."

The Swede incidentally hit five
home runs and ruined the plot.

Well, it seems that in making
the deal with Alphonse Capone,
they left out the judge, James
H. Wilkerson, of the Federal
Court. Furthermore, it seems that
the judge heard rumors of the
deal, and he took an effect.
"Oh, is that so?" with a sneer
on the "what."

LONG TERM ISSUED

It would be waste of a minute
to pretend that it is impossible
to bargain with the federal court.
Alphonse Capone's legal representa-
tives were feared that if they
were put on the stand of justice,
they would ruin the deal.
Wilkerson, it is said, turned
the word at their feet, mean-
ing that he might have given
Alphonse Capone more time than
any man could do standing on
his head.

It was with the plea of
guilty that Alphonse Capone was
sent to jail before Judge Wilkerson
and a jury today on the in-
come tax violation.

Alphonse Capone never made
any income tax return in his life,
but some Uncle Sam claims that
over some six years he had an
income of \$1,000,000. Your Uncle
Sam claims that Capone owes
\$215,000 in income tax.

Your Uncle Sam claims that
Capone allowed the income of his
and his partners of one kind
and another—gambling, bootlegging,
and whatever it is Alphonse Ca-
pone is engaged in, into his
tax "bucket" and, in these

(Continued on Page 8, Col. 6)

B-111A

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141

Washington Brad 10/5/31

VWH:MAM

September 30, 1931.

69-180-82

RECORDED

OCT 2 1931

Special Agent in Charge,
Bureau of Investigation,
Box 1405,
Chicago, Illinois.

69-180

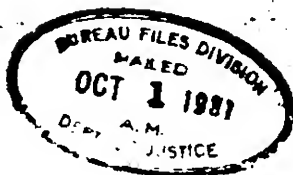
Dear Sir:

The Bureau is advised by Inspector Clegg that he has requested you to make an examination of all available records in order to obtain the names of the witnesses who were subpoenaed, as well as the witnesses who actually appeared in the Capone contempt case, and that you then ascertain which of the witnesses were not interviewed by agents of this Bureau.

It is desired that you give prompt and thorough attention to this request of Inspector Clegg.

Very truly yours,

Director.



62-20-906
RECORDED

RECEIVED

U. S. Department of Justice

Bureau of Investigation

POST OFFICE BOX 1405
CHICAGO, ILLINOIS.

RECEIVED



PERSONAL AND CONFIDENTIAL

September 18, 1931 SEP 21 1931 AM

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

69-180-82

BUREAU OF INVESTIGATION

OCT 1 1931 P.M.

DEPARTMENT OF JUSTICE

NATHAN	FILE
--------	------

Dear Sir:

OCT 2 1931

RECEIVED

On September 17, 1931, during the course of a conference with United States Attorney George E. Q. Johnson at Chicago, Illinois, Mr. Johnson stated in the presence of Special Agent in Charge Connelley and Intelligence Unit Agents Sutherland and Nolan, that prior to his arrival in Washington, D. C., as is related in the statement of Harold Hayes, he was in Florida; that he went to Florida for the purpose of gaining first hand information with reference to the Alphonse Capone Contempt of Court matter, and that he might personally see and observe the witnesses there. He further stated that he interviewed witnesses in that case who were not interviewed by the Department of Justice. This latter statement was coincident with a glance in the direction of Special Agent in Charge Connelley and myself. He stated further, after indicating that this was the purpose of his trip to Florida, that he had previously had an attack of influenza and felt that he needed some sunshine, which also was a consideration in connection with his trip to Florida.

Due to the fact that Mr. Johnson had the floor in this case, making such statements as he felt necessary, in connection with a special investigation pending in Chicago, I considered it inadvisable to make any statements with reference to this matter to him or to question him further about it. However, I have requested Special Agent in Charge McSwain to make an examination of available records in order to ascertain the names of those witnesses who were subpoenaed, as well as the names of those witnesses who actually appeared in the Capone Contempt case, and to advise the Bureau the names of those witnesses who were not interviewed by Agents of this Bureau, but who were subpoenaed or actually appeared at the trial. Mr. McSwain indicated that as soon as Special Assistant to the Attorney General Froelich was able to return to his office, he would be in a position to obtain this list of names in a discreet manner for the purpose indicated.

Right. Set us ascertain if
we missed anyone.

Very truly yours,

H. H. CLEGG,
Inspector.

HHC:MG

9/22/31, J. E. N.

3-11-18

Vain Fight Made to Have Tax
Indemnities Voided—Access to
U. S. Records Denied.

CHICAGO, September 29.—Federal Judge James H. Wickersham today overruled depositions to Insull's charging \$5,000,000 of Chicago with defraud the Federal income tax and ordered the payment of \$100,000 to start a work from

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OCT 1 1961

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NOT RECORDED
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69-180-82

U. S. Department of Justice
Bureau of Investigation

P. O. Box 32,
Jacksonville, Florida.
October 5, 1931.

RECEIVED



69-180

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

Reference is made to the case entitled ALPHONSE CAPONE,
KENNETH PHILLIPS, M. D.
CONTEMPT OF COURT,
PERJURY.

Office of origin, Jacksonville, Florida.

Report from the Chicago Office dated September 5, 1931 reflects that the United States Attorney at Chicago will not initiate prosecution concerning Subject Phillips. Report of the Jacksonville Office dated July 9, 1931 reflects that the Attorney General has instructed the United States Attorney at Jacksonville to hold in abeyance further prosecution in this matter pending the appeal of Subject Capone from his conviction in the contempt case at Chicago, Illinois.

There is no further investigation to be made in this case in this district, and I personally can see no good reason for keeping this case in a pending status, and if the Bureau's views are in line with mine I trust authority will be granted to close this case, subject to being re-opened at a later time, if necessary.

Very truly yours,

R. A. Alt

R. A. Alt,
Acting Special Agent in Charge.

RAI:ndb

*FILED
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Wm*

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RECORDED

OCT 11 1931

BUREAU OF INVESTIGATION

OCT 7 1931

NATHAN

FILE

DEL:EB
69-180-83

RECORDED

OCT 14 1931

October 13, 1931.

Special Agent in Charge,
Bureau of Investigation,
Box 32,
Jacksonville, Florida.

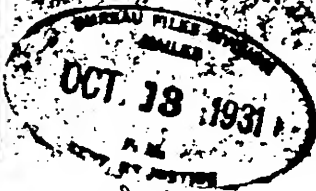
Dear Sir:

Reference is made to your letter of October 3, 1931, in the case of ALPHONSE CAPONE, known as PHILLIPS, M. B., Contempt of Court; Perjury, requesting authority to close this case.

The Bureau does not believe that this case should be closed because of the important nature of same and you are therefore directed to carry this case as pending, inactive, until such time as the appeal of subject Capone is decided and the matter of further prosecution in your district has been reached.

Very truly yours,
For the Director,

Assistant Director.



S.O.B.
B.00

Handwritten signature and scribbles at the bottom of the page, including a large, dark, irregular mark.

RECEIVED

U. S. Department of Justice
Bureau of Investigation

P. O. Box 1405,
Chicago, Ill.

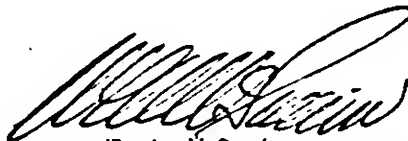
October 6, 1931.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

There is attached hereto as of possible
interest, a clipping taken from the Chicago Daily Tribune
under date of October 5, 1931, concerning the trial of
Al Capone for violation of the Income Tax laws.

Very truly yours,



W. A. McSwain,
Special Agent in Charge.

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&
INDEXED

69-180-84

DEPT. OF JUSTICE

OCT 8 1931

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NATHAN

Don. T. O'H
Inc. Th...

JUL 19 1972

XEROXED ORIGINAL RETAINED

172

151

2 CENTS
TRY NO MORE!

Chicago

U.S. CALLS 75

Daily Tribune
WEST NEWSPAPER

HOME
EDITION

31-34 PAGES THIS PAPER CONSISTS OF TWO SECTIONS—SECTION OFF * PRICE TWO CENTS

N CAPONE CASE

elapse
Physician Says
He Is Failing;
Son Has Hope

(Picture on back page.)
West Orange, N. J., Oct. 4.—[Special.]—Concern for Thomas A. Edison became more grave today as his attending physician noted a gradual ebbing of his strength and increasing difficulty in the assimilation of nourishment.
Messages from all over the world, including two from Pope Pius XI, alerted the sympathetic interest with which the 84 year old inventor's struggle for life is being watched.
Dr. Hubert H. Howe of New York, under whose care Mr. Edison has been virtually continuously since his return from Florida last June, visited his patient this morning and observed...

NATION'S EYES
ON TOMORROW'S
TAX FRAUD CASE

U. S. Battles to Rid
City of Scarface.

The attention of the country will be commanded tomorrow by the trial of Al Capone as an income tax evader, which begins in Federal Judge James H. Wilkerson's court at 10 a. m. It will be the most famous of all the prosecutions of gang chieftains...



JUL 13 1972
XEROLED ORIGINAL-RETAIN
675

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[illegible]

At Chicago, nearly a hundred members of WDFV-two years in the past and a fine of \$20,000 if convicted on all six felony and two misdemeanor counts.

Agente Dos Conviction.

Agents of the intelligence unit, which developed the income tax case against Capone, expressed themselves as certain of a conviction. The prosecutors, notwithstanding the hazards of a Capone gangster trial, with hostile witnesses, called the case good. New propositions of law will have to be argued, for Capone had no bank accounts, in contrast to the other gangsters that have been tried, and this trial is expected to require at least two weeks.

A procession of Capone hoodlums will pass through the courtroom of the government calls all the witnesses to have under subpoena. Most notorious is bullet marked Johnny Torrio, predecessor of Capone at the head of the gang, who was brought back from his Long Island exile after six years' absence from Chicago. Most valuable for the government probably will be Fred Ries, the man whose testimony resulted in the conviction of Jack Guzik, Capone's business manager.

Sent to South America.

Ries was sent on an extended South American tour by the government, after he had testified against Gunkl, because of determined efforts by the gang to farrest him out. But Ries returned and the government for a time lost track of him. It was reported that he grew weary of constant surveillance and farrest testifying against Capona. But Ries was found again and served with a subpoena through the ingenuity of Clarence Converse, the ace of the intelligence unit's ace neofidism hunters.

Rise, a veteran Clevelander gambler, assumed that the prospecting houses he managed for Guski needed weekly profits of \$25,000 to \$35,000. He named Al Capone, Ralph Capone, and Frank Whitty as members of the syndicate which controlled the gambling houses.

Louis La Cava, Pete Penovitch, Louis Alterie, and Frank Pope, all interested in Capone gambling houses at some time, are prospective government witnesses. Another is Sam Guski, brother of Jack and former collector for the syndicate, who was brought out from Leavenworth, where he is serving a year's sentence for tax evasion.

CAPONE'S LEGS SHAKE BEFORE JUDGE'S BENCH

Vice Lord Nervous as He
Pleads Not Guilty in
Tax Case.

ONE KNEE WOBBLER

Sweat Pours Down Knife-
Scarred Face in Chicago
Federal Court.

By United Press
FEDERAL BUILDING, CHI-
CAGO, Oct. 2.—Al Capone today
pleaded not guilty to income tax
evasion charges on which the
United States government hopes to
send the major criminal of the
decade to prison. As he pleaded,
Capone stood with one knee wob-
bling before Federal Judge James
H. Wilkerson in United States dis-
trict court.

A few minutes before newspaper

CAPONE RIDES IN DUSTY FORD SEDAN FOR SAFETY.

CHICAGO, Oct. 2.—(U.P.)—A
dust-covered Maroon Ford sedan
is Al Capone's means of getting
about these days.

Capone rides in the front seat,
with Phil D'Andrea, his chauff-
eur. In the back seat usually are
"Machine Gun" Jack McGurn,
Mike Kelly and Frank Kille or
other bodyguards.

Fear drove the gang despot to
give up riding in his special mas-
ter fortress, a powerful sedan
with armour-plated top and body
and double paneled bullet-proof
glass windows. He formerly rode
in the armoured car, with a scout
flivver preceding and an automo-
bile loaded with sharpshooters
following.

Too many rivals learned the
fact and Capone believed he
would be safer in a small, in-
conspicuous car.

men had asked the paunchy gang
despot if he were worried.

Capone shoved a piece of candy in
his mouth, chewed vigorously a mo-
ment and said:

"Who wouldn't worry? I don't
know if I'll be acquitted or not.
But who wouldn't worry? Sure,
I'm worrying."

Capone's right knee wobbled as
he stood in front of the judge's
bench and said "not guilty" when
the charges were read. He shifted
his weight to steady it. He was

other for a moment. He looked
down at his hands at the judge's
feet's table. Capone glanced at
the ceiling. Then he looked down at
his hands. Capone and Frank
protested presence of forty news-
paper men and women crowded
about five press tables.

"The jury will be led to believe
that they should bring in a verdict
to please the public and not one
based on the evidence," said Aborn,
Allen and Gynessie.

"The constitution provides that
this should be a public trial and
the room is under the direction of
the marshal," Judge Wilkerson re-
plied.

Aborn pushed his protest.
"What's your motion in regard to
the press tables?" snapped the
judge.

"That they be excluded and that
the press people find seats in an-
other part of the court room where
they are not so conspicuous,"
Aborn said.

Unusual, Says Judge.

Judge Wilkerson pondered a mo-
ment. He remarked that "speaking
from twenty-five years' experience,
I never have known a ruling of
this kind to be made."

Capone, in his dark blue suit,
white shirt, purple and white tie,
and glittering diamonds sat twitch-
ing his fingers.

Large beads of sweat stood on
the bald spot on his forehead and
trickled down to splash on his coat
collar. He mopped his face con-
tinually, although the court room
was warm, no one else seemed to
be suffering from the heat.

Judge Wilkerson indicated the
newspaper representatives would
keep their tables opposite the jury.

The prospective jurors, excluded
during the argument over press
tables, were again led in by four
United States marshals.

The first panel of twelve was
sworn in as a body. The others
were seated within earshot to hear
the court's instructions.

Two indictments.

"There are two indictments," said
Judge Wilkerson. "They charge
the defendant with attempts to
evade and defeat the income tax.
And that he failed to return a tax
report in certain years."

"The defendant is sitting over
there." The judge pointed and
asked Capone to stand.

Startled, the man with the
scarred face stepped forward. He
order, jerked himself up and started
to go before the bench. Recovering
his wits, he flopped down again.

"That's all right," said Wilk-
son. No one smiled at Capone's
awkwardness.

The first juror questioned was
Edward Ryan, Kingwood, Ill., a
partly bald man with a drooping
mustache and shell rim glasses. He
said he had no opinion about the
case and nothing would prejudice
him.

W. J. Kent, McNary county, Ind.,
he, too, was "open minded."

William H. Brewer, mail carrier,
Aborn, accused Capone with his
drawing answer. The "bath-

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P.O.B.
JUL 13 1972

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KANSAS

H.C. Star KANSAS

CAPONE TO TRIAL

10-6-31

Smile Goes With Gangster, but His Indifferent Manner in Court Is Missing.

FIGHT FOR JURY BEGINS

Opening of the Case Makes a Spectacle in Showdown in Battle on Crime.

GAMBLE FOR VICE REIGN

"Scarface Al" Plays Risk on Verdict in Effort to Defeat Tax Evading Charge.

CAPONE FINDS PUBLICITY NOT ALL TO HIS LIKING.

(By the Associated Press.)

CHICAGO, Oct. 6.—At the opening of the trial of Al Capone today, Michael Ahern, defense attorney, made a motion to remove about thirty newspaper and press association reporters who were seated at tables just before the bar. He asked that the reporters be required to find seats in the rear of the courtroom, in the space usually allotted for spectators. The judge took the motion under advisement.

Ahern said his motion was made in the belief the newspaper representatives might disconcert the jurors. The attorney also said that the case has attracted too much "attention in the public mind."

"I trust that these persons seated at tables are connected with the newspaper work," Judge Wilkerson said. "I grant that they are newspapermen, but they are not the public."

CAPONE TO TRIAL

(Continued From First Page)

low voice when the judge asked for his plea on the income tax charges.

Judge Wilkerson ordered that the veniremen be brought into the court. About sixty men, most of them middle-aged, entered.

Judge Wilkerson began the examination of veniremen, attempting to find out whether any had fixed opinions. He had wanted out the obviously unfit and those with good excuses in an advance session with the veniremen yesterday.

The court indicated he did not expect to find jurors who had not read about the defendant or the case. His question was "Has what you have read influenced you or made you incapable of being fair to the defendant and to the government?"

"You must understand," said Judge Wilkerson, "that the defendant is not being tried here for anything except the charge of violating the revenue laws of the United States."

Alert Watch by Capone. Capone was much more alert, obviously much more anxious, than he was during the trial last February, which resulted in a 6-month sentence for contempt of court. At that trial, in the same courtroom and before the same judge, he slumped in his chair at the counsel table, chewed gum slowly and apparently took little interest in the proceedings, gazing much of the time at the ceiling. Today he leaned forward in his chair.

The game chief's challenge to the federal government to try to convict him as an income tax evader reached the showdown stage, with Capone expressing confidence of acquittal if, as he put it, he is given a "fair trial."

"And by a fair trial I mean that jurors receive the evidence with open minds and reserve their judgment of my guilt or innocence until all the facts are in," he said.

Capone said he pleaded guilty to the income tax charge two months ago because of the expense of a trial and because it was the "easiest way out."

Should the jury in the present trial convict him on all counts of the indictment he will be liable to a maximum sentence of thirty-two years and a fine of \$30,000.

A Sign of Nervousness. When the judge, in introducing the veniremen the principal in trial, mentioned his name, Capone

jumped up and started to walk toward the bench, apparently believing the judge wanted to question him. His attorneys waved him back. Later Michael Ahern, defense attorney, who had moved his chair near the jury box to hear the answers, motioned for a sheaf of papers. The burly gangster grabbed them and quickly looked up to hand them to the lawyer.

After Judge Wilkerson had questioned three veniremen, Ahern interrupted the proceedings to ask that a list of the prosecution's witnesses be furnished to Capone. Judge Wilkerson denied a similar request at a hearing recently, but took Ahern's new motion under advisement.

May Not Take Stand.

Edwin Terras, an accountant, was excused from jury duty after Terras said he would not desire to be tried "by a jury in my frame of mind. If I were in the defendant's position."

The defense indicated by its questions that Capone would not take the witness stand.

"If in the trial the defendant does not take the stand, which he has a perfect right not to do, would that prejudice you in any way?" was the question as framed by the defense. The judge added: "The situation frequently arises in these cases that the defendant does not testify and that must not be considered by the jury. The burden of proof is on the government, not on the defendant."

CAPONE WITH NERVES NOW.

Trial Pace Slows in Role Far From That Held in Past.

(By the Associated Press.)

CHICAGO, Oct. 6.—The pudgy fingers of the world's most notorious gangster drummed nervously on the counsel table.

Suddenly he became aware of the drumming; checked it quickly. He was worried, of course.

Al Capone was in a new setting, and he appeared uncomfortable. Uncle Sam was in command in this federal courtroom, instead of his own bodyguard. Before him were the men who were to judge him, his peers: the jury. Jurymen ever to weigh a criminal charge against him.

He mopped his round face, his hands, the back of his full neck, until his fauzy blue-bordered handkerchief became limp.

To his apprehensive visions of iron-barred windows was added another trouble. Al had a cold, a bad one. His pockets had to be well stocked to hold the number of rough drops he chewed. As there came hails in the process of selecting jurors, one could hear him "crunch, crunch" the drops. He spoke hoarsely.

The gangster arrived in his own car driven by federal agents. Federal building attaches held the crowd back and kept loiterers on the move.

Capone said he knew he was "alone." "I don't know what you mean by guards. None of my friends are here. There are only federal men and reporters."

"That is, you hope so—"

"Yes—"

Back at his headquarters in the Lexington hotel, he said, there were two women waiting for word from him—his mother and his wife.

"My wife and my son—he's 12 years old now—came up from Miami to see with me. But they are not in court."

Not recorded

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opening session that was as dramatic as it was significant.

Charged with evading taxes on an alleged 6-year income of \$1,000,000, the bulky gang chief said when before Judge James H. Wilkerson and promised to substitute "not guilty" for the "guilty" plea he recently withdrew. The first day of the trial was a packed one.

Test in Fight on Taxes.

For the prosecution it was the first test of all charges against Chicago gangster. Capone had been tried and others convicted, but this time it was the "big fellow" himself, the man whose name is synonymous with "gangster" all over the world. The government, throwing all of its resources into the battle, did not attempt to hide the fact that this was the most important gangster case.

For Capone it was a gamble. He had once pleaded guilty to the charges, but when Judge Wilkerson announced he would not be bound by any agreement for leniency and that Capone would have to take the stand despite his guilty plea, the gangster decided to fight it out, to wager an acquittal against a heavier sentence.

Dodge Part of Crowd.

The gangster's entrance and the opening of the trial lacked only a flourish of trumpets to give the illusion of comic opera. Crowds gathered at every entrance to the federal building. It was their only chance to see Capone, as the public was barred from the trial, but most of the spectators were disappointed.

Surrounded by a police detail to see that nothing happened to him, Capone ran in a side entrance, slipped past photographers and walked quickly through the crowded corridors. He nodded and grinned at an occasional cry of "Hello, Al" and shouldered his way disdainfully through the line of guards at the entrance to the courtroom.

As usual, he entered the courtroom, about twenty minutes before court was opened, he was surrounded by reporters. He was asked if he had lost any of his 200 pounds, what shade of blue his suit was, what he had been doing for exercise. To most of the queries he answered with his set grin or a shrug of his shoulders.

He Might Be Worried.

Someone asked if he was worried. He hesitated a moment and then replied: "Well, to be frank with you—who wouldn't be?"

George E. Q. Johnson, United States district attorney actively prosecuting a gangster income tax case for the first time, was the next to enter, and was followed by five assistants. He did not care to make any predictions, but he said, "After this is all over, I'm sure everyone will admit that no one ever got a squarer deal than Al Capone in this trial."

In the circuit court of appeals today Al's brother, Ralph, was granted another stay until October 20 of the mandate that would take him to Leavenworth penitentiary to serve a 3-year term for income tax violations. The elder Capone asked further time to file his appeal in the United States supreme court.

Al Capone arose quickly from his seat at the counsel table, and walked before the bar when Judge Wilkerson asked: "Is the defendant in court?"

J.A. B. present,
J.A.



NEWSPAPER CLIPPINGS

* H.C. letter 10-7-31

NOT RECORDED

INDEXED

69-50

69-180-84X2

JUL 18 1972

OS
XEROXED ORIGINAL-RETAIN

afraid of *H. S. Journal Post*
KANE

The defense is giving the prosecution in Capone's trial for tax evasion a great deal of trouble. Managers of gambling and other joints allegedly belonging to Capone are testifying to an astounding vagueness regarding the ownership of the properties.

It can be assumed that Capone was shrewd enough to foresee the necessity of covering up direct evidence of his connection with his many enterprises, not so much for purposes of tax evasion as to avoid criminal prosecutions in state courts. Thus he may have made it very difficult for the federal government to prove its tax case against him.

This was the reason for the "bargain" which Federal Judge Wilkerson rejected. The federal prosecutor did not feel that he had a case against the gangster that would stand up in court.

Nevertheless, Capone is worried. This is because he fears that he is not being tried on the evidence but on his general reputation. Though the evidence presented in court may not prove anything, the jurors feel certain that he is guilty as charged because his connection with gambling joints and bootlegging syndicates is common knowledge. Regardless of what is presented in court, the jurors know that Capone is a social menace. If he is not, he is the worst maligned man in the world today.

King George.

In his speech dissolving parliament, King George of England followed custom by speaking in the first person as if the deeds of the administration then comes to an end by the dissolution of the national legislature were in some measure an achievement of the king himself. Usually this is a mere traditional form, since the British sovereign has very little legal authority and is forced to agree to the acts of the cabinet which is created by the parliamentary majority.

But the king's words yesterday were more than a mere form, because the coalition cabinet was largely the work of George V himself. He by his personal influence and the prestige of his position, forced Stanley Baldwin and Ramsay MacDonald to join forces, forget party and save the country from disaster. It is reported that Baldwin was reluctant to do that, but the king returned from a vacation in Scotland and made him "snap into it."

King George is a mild, rather dull person, totally lacking in dramatic sense and with a commendable talent for minding his own business. But he is no fool and he has character. He was the one Englishman who could bring the parties together during the crisis for the very reason that he generally keeps his nose out of politics. When the times demanded it, he showed that he knew how to act with decision and common sense.

He probably is responsible for the fact that

avoids making dates. The less he has to do with earning his money, the more he likes to show off with it. Unless she goes about it very subtly, the girl who tries to save his pocket-book enters upon a dangerous undertaking.

There is another reason for this need of subtlety besides masculine vanity. Undue regard by a girl for the state of his finances scares a man. It looks as if she is taking his problems entirely too seriously for the good of his own freedom. He says to himself, "This will never do. The gal is thinking of marriage. I shall betake myself to one who orders banana splits instead of sodas."

The Northwestern coeds know their boy friends. They are to be congratulated upon their feminine guile.

Al Capone's Nervousness.

When Al Capone stood before Federal Judge James H. Wilkerson in Chicago yesterday to plead not guilty to charges of tax evasion, he did not look like a bold, bad man. He was accused of bad conduct but his appearance was far from bold. He was nervous; his knees wobbled; he perspired.

The newspaper reporters jumped to the conclusion that "Scarface" is really a coward. That was not necessarily the case. Capone may have merely been suffering from a pardonable attack of stage fright, similar to that which seizes a business man untrained in public speaking when he arises to address a large audience. No one is so unkind as to interpret the speaker's lack of poise as a sign of moral cowardice.

Such a business man's nervousness is due to lack of experience. That might very well have been the trouble with Al Capone yesterday. He isn't used to appearing in court. He is especially inexperienced in facing charges that mean anything. He has been too busy committing crimes and controlling public officials to learn how to stand at ease before a stern judge who refuses to bargain with bootleggers.

Consequently, Capone's nervousness is understandable. Any citizen who had gone along for years without dreaming of being haled into court like a common criminal would have a touch of stage fright under the circumstances.

NOT RECORDED

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Jul 13 1932
REMOVED ORIGINAL-RE...

A.S.

MAIN EDITION

CITY, OCTOBER 7.

PRICE: In Kansas Cts. 10-8-25
Elsewhere..... 10-8-25

THE WEATHER—CLOUDY.

12 midnight	77	9 a. m.	64
1 a. m.	76	10 a. m.	64
2 a. m.	75	11 a. m.	64
3 a. m.	74	12 noon	64
4 a. m.	74	1 p. m.	64
5 a. m.	74	2 p. m.	64
6 a. m.	74	3 p. m.	64
7 a. m.	74	4 p. m.	64
8 a. m.	74	5 p. m.	64
9 a. m.	74	6 p. m.	64
10 a. m.	74	7 p. m.	64
11 a. m.	74	8 p. m.	64
12 noon	74	9 p. m.	64
1 p. m.	74	10 p. m.	64
2 p. m.	74	11 p. m.	64
3 p. m.	74	12 midnight	64

The Forecast—Kansas City and vicinity: Cloudy and considerably cooler tonight; Thursday mostly fair.

Wind velocity, noon, 18 miles from the north.
Relative humidity, noon, 75 per cent.
River stage today, 4.9 feet, station 077.
Precipitation in twelve hours ending 9 a. m., none.
(Government forecast for grain area on market page.)

DEFY WRATH OF CAPONE

TWO CRUSADERS INJURED IN A RAID APPEAR TO TESTIFY.

Attack by Hoodlums Falls to Damn Investigators for Ministers in Their Campaign on Gang Chieftain.

(By the Associated Press.)
FEDERAL BUILDING, CHICAGO, Oct. 7.—A raid engineered by a ministerial association on a Cicero, Ill., gambling house in 1925 was described today in the government's opening attempt to prove that "Scarface Al" Capone had an income on which he paid no taxes.

Two mild-mannered men who described themselves as "investigators, not detectives," testified they participated in the raid, that Capone was there, said he "owned the place" and warned them "this will be the last raid you ever make."

They remembered the date and place well, both said, because when they got outside "a thousand men" mobbed them and beat them up, breaking noses and bleeding eyes.

When the gambling paraphernalia had been confiscated, loaded in cars and the victims propped up in the back of the trucks, the investigators were attacked. One of the men, Charles Brown, said he was on the ground when the mob came and saw the men being beaten. The other man, who was not named, said he was also on the ground and saw the men being beaten.

RULE WITH CAPONE

Three Others Share Equally in Chicago Gang Power, Evidence Indicates.

LIGHT ON CRIME INCOME

Four Leaders Get One-Sixth Each of Profits While Remainder Goes to Employees.

A FIGHT OVER DOCUMENTS

Defense Seeks to Bar Vice Chief's Admission of Tax Evasion.

CHICAGO, Oct. 6.—"Scarface Al" Capone is only one of four men who rule Chicago's underworld organization and he shares equally with the other three the spoils from illicit operations, it was indicated today in documentary evidence the government attempted to introduce into the records of Capone's income tax trial in federal court. The names of the three other chiefs were not listed.

The documents purported to show the gang chief had admitted a tax liability and attempted to settle with the revenue department.

Debate With Jury Away.

After the first witness was called and the prosecution asked him to identify one of the documents, defense attorneys objected. The jury was excused and Samuel A. Clawson, assistant United States district attorney, read to the court what he expected to introduce as evidence. This included the alleged statement by a Capone attorney that the gangster admitted he owed "some tax" and would be willing to settle on the basis of the following income: \$25,000 in 1926, \$40,000 in 1927, \$100,000 in 1928 and \$100,000 in 1929.



An artist draws Alphonse Capone in his prison cell in Chicago, where the Chicago gang chief was held.

MENTS OF CONCERN AT



Courthouse of the United States in Chicago, where the Chicago gang chief was held.

69-180-84X5

BRAGG, an insurance agent of Berwyn, a Chicago suburb, testified he, as a member of the West Suburban Ministers' and Citizens' Association, took part in a raid on an alleged gambling establishment in Cicero in May, 1933.

"I was assigned to guard the front door while the other members of the raiding party went to the second floor of the building," Bragg testified. "A man (he identified him as Capone) began pushing on the door to get in."

"I asked him: 'What do you think this is, a party?' He said, 'I own this place,' so I let him in."

Bragg said that Capone followed the raiding party to the second floor. A few minutes later, Bragg said, he heard Capone ask the Rev. R. L. Hoover, a Berwyn minister, and leader of the raid, "why are you always picking on me?"

A WARNING BY GANGSTER

"You pulled the last raid on me that you're going to pull," the witness quoted Capone as telling the minister.

Bragg said the second floor of the building was equipped with what he believed to be roulette wheels, chuck-a-luck games and racing forms. Capone was not arrested in the raid. Bragg said, "because, I believe, the raiding party had no warrant for his arrest."

When asked why Capone subsequently was not arrested, Bragg replied:

"I don't pretend to know the intricacies of the law in such cases. I think it was a rotten follow-up job by the police after the raid."

Dwight H. Green, assistant district attorney, laid the groundwork for the government case with an unemotional account of the two indictments of twenty-three counts against Capone and of the various sums of alleged income and taxes from 1924 to 1929.

CONFERENCE OVER A JURY

"The evidence will show," Green said, "that the defendant's manner of doing business, his handling huge sums of money in cash and telegraphic money orders, his disposition of assets, all were part of a scheme to defeat and evade the taxes. He had money in plenty, but he paid none of it to the government."

The opening statement was delayed about forty minutes by a conference between Federal Judge James H. Wilkerson and counsel for both sides. The defense said it had learned reasons for which one of the jurors seated yesterday should be disqualified, but after the conference, the jurors were all allowed to remain and there was no explanation of the objection.

"The evidence will show that this defendant never filed a return in this federal district, never paid any tax for any of the years covered in these indictments," Green continued, "although he maintained an office, a principal headquarters and his principal residence in this city."

Capone was in fine fettle for the trial, "feeling a lot better," he said, "than I really is started." He had assumed an affable attitude toward all, and went forward in silence instead of each court-maneuver.

PALE FILES PAROLE BID.

Release From Prison November 28
The possibility of a parole bid for Alvin Karpis, co-leader of the Barker-Karpis gang, was discussed today by the federal ministry of the interior, according to a report from a day under construction. The report stated that the ministry was considering the possibility of a parole bid for Karpis, who was released from prison on November 28, 1933.

the government's exhibit. The first exhibit of the group was a power of attorney, allegedly signed by Capone, in which the gangster informed all those concerned that Mattingly would represent him in conference with revenue agents and make any lawful agreements or compromises with them.

Capone in a Conference

A stenographic report of an alleged conference in which Capone himself took part also was read to the court, but the gangster was quoted as saying little except "I'd rather let my lawyer answer that." He did say, according to the exhibit, he had no bank accounts, no real estate, no safe deposit boxes, that he owned no race horses and carried his money with him.

Mattingly, in letters to the government agents, and in conversations, all in the spring of 1930, was quoted as saying Capone admitted a liability, but that it was much less than the public and the government suspected.

Split in the Profits

Since Capone left the employ of Torrio (the gang boss whose place he took) the attorney was quoted as saying the defendant had been associated with three other men in a business enterprise, but that because Capone entered the business with no capital, his return in the first few years was not large. A group of regular employees received one-third of the profits, a Mattingly letter to the revenue department said, and Capone and the other three heads of the business each took one-sixth. Mattingly was quoted as saying that "contrary to popular belief, Capone did not have a large number of bodyguards," but that a few employees of the organization with which he was connected sometimes followed him. The furniture in the Florida home did not cost more than \$30,000, according to the attorney's statements, and there was a mortgage on the home for \$30,000.

Judge James H. Wilkerson, after hearing the documents summarized, said it appeared to him the evidence was admissible, but he permitted defense attorneys to argue the point. The jury remained out of the room.

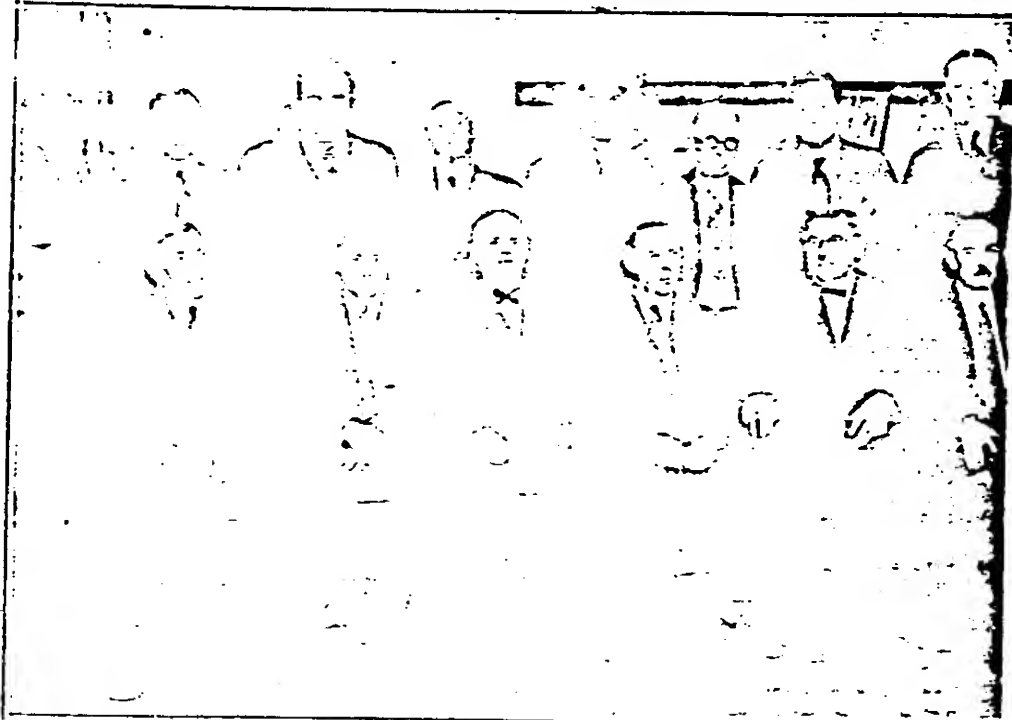
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THE JURY, DEFENDANT AND SOME OF THE ATTORNEYS



10-8-31
THE KANSAS CITY STA

THE JURY, DEFENDANT AND SOME OF THE ATTORNEYS IN THE GOVERNMENT'S CASE AGAINST AL CAPOE



INT

MOBILE COUNTY, ALA. (AP) — The jury in the case of I. P. W. ... But D. ... N. C. ... made the opening argument ...
 (AP) — The jury in the case of I. P. W. ... But D. ... N. C. ... made the opening argument ...
 with the face of ... A. ... A. O. ... L. J. ... Leutenheimer ... State ... DEFENDANT AND ...
 Capone, ... Chicago ... J. A. ... ONE OF THE PROSECUTORS ... (right) ...
 ... charged with federal income ... J. H. ... A. G. ... United States ... one of his attorneys, Albert ...
 ... charged with federal income ... J. H. ... A. G. ... United States ... one of his attorneys, Albert ...

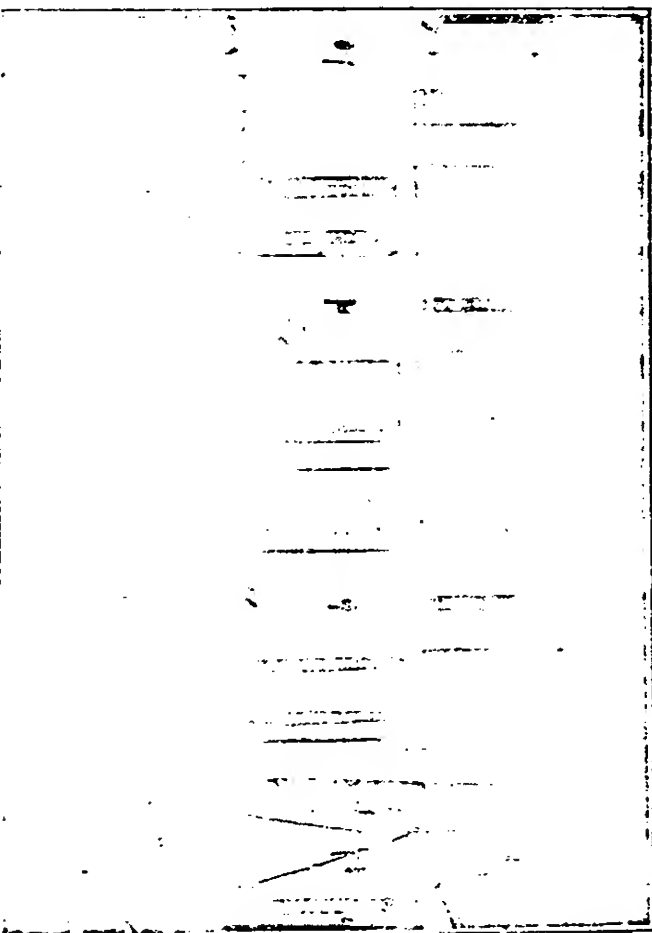
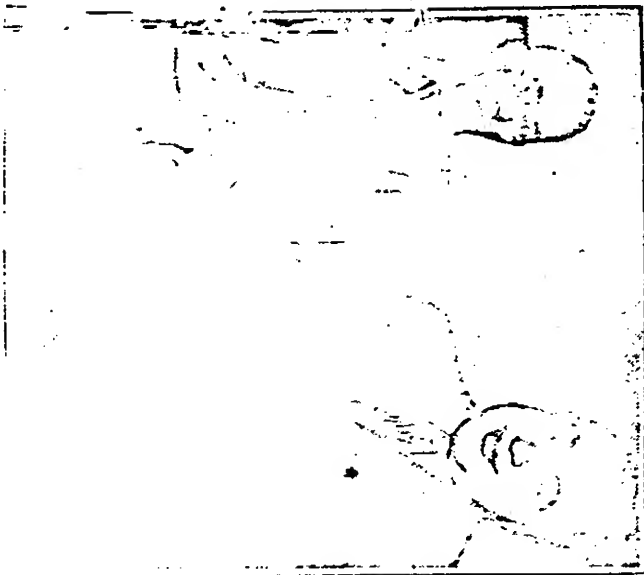
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Chicago's Late Crime Czar Faces the Musi



Al Capone (right) and Earl Felt, one of his counsel, confer in the federal building at Chicago during "the big fellow's" trial.

The court room of the Henry H. Wilkeson in the federal building, Chicago, scene of the trial of "Scarface Al" Capone.

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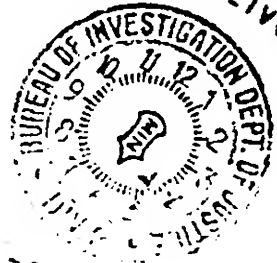
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U. S. Department of Justice
Bureau of Investigation

P.O. BOX 451,
PHILADELPHIA, PA.



HW:AG.

October 8, 1931.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D.C.

Dear Sir:

On October 6, 1931 [redacted] 67D
[redacted], Germantown, Philadelphia, Pa.,
(Telephone No. [redacted]), who is employed by the Reading Rail-
road Company, advised Special Agent Seery of this office
that he has received information from a confidential source
that a tailor in New York City has made suits totaling
Thirty Thousand Dollars, which were paid for by Al Capone,
and that these suits were made on orders, which were issued
by Capone in favor of various individuals. [redacted]
advised Agent Seery that he would ascertain the name of the
tailor and furnish same to the Philadelphia Office.

On October 7, 1931 [redacted] again
called and stated that the name of the tailor referred to
and information concerning this matter might be obtained
through [redacted], Freeport, L.I.,
New York, whose brother (name unknown) is thoroughly familiar
with all of the facts in this connection.

[redacted] made no explanation as to
why he voluntarily furnished the above information to this
office other than to state that he thought it might be of
interest in connection with the Government's prosecution of
Capone.

The above is being furnished to the Bureau
for its information and such attention as might be deemed appro-
priate.

RECORDED

&

Very truly yours, INDEXED

Rhea Whitley,
Special Agent in Charge.

Div. Two

69-180

69-180-85

memorandum
10/14/31

RECORDED

RE: CO

69-100-85

October 14, 1981.

141881

Enclosed for the Bureau are two copies of a letterhead memorandum (LHM) dated and captioned as above. The LHM is being furnished to you for information and for your review. The LHM is being furnished to you for information and for your review. The LHM is being furnished to you for information and for your review.

This LHM is being furnished to you for information and for your review. The LHM is being furnished to you for information and for your review. The LHM is being furnished to you for information and for your review.

Very truly yours,
For the Director

Encl. 2



[Handwritten signature]

89B
per
[unclear]

U. S. Department of Justice
Bureau of Investigation

P. O. Box 1405,
Chicago, Ill.



October 12, 1931.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

There are attached hereto as of possible interest,
various clippings taken from Chicago newspapers concerning
the trial of Alphonse Capone on a charge of non-payment of
income tax.

Very truly yours,

RECORDED

INDEXED

W. A. McSwain,
Special Agent in Charge.

69-180-86
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DEPARTMENT OF JUSTICE
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BARE CAPONE TRI

Cash Over Wires Bares Gang Czar's Luxury in South

U. S. Wins Fight to
List Outgo as
Income.

GIRLS TESTIFY

Money Order Sent
to Gang Czar by
Sam Cusick

(Picture on Back Page)
"Scarface" Alphonse Capone
yesterday came to an account-
ing with the United States
Government for the thousands
of dollars which flowed over
telegram wires from the seat
of his gangland empire in the
South.

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